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**NEW YORK STATE OFFICE OF THE
INSPECTOR GENERAL**

**New York State Police Interview of
Gene Palmer**

June 20, 2015

1 [START RECORDING Palmer_Tracks3-5_6-20-15]

2 [REDACTED] [REDACTED]: Okay. And what about--
3 what is the last picture that he painted for
4 you?

5 MR. GENE PALMER: That last one would have
6 been [REDACTED].

7 [REDACTED] Mm-hmm. And when did that
8 occur?

9 MR. PALMER: That was probably about five
10 months ago, four months ago maybe.

11 [REDACTED] So ballpark do you recall how
12 many pictures he did for you? Just generally
13 the range.

14 MR. PALMER: I'm thinking maybe 10.

15 [REDACTED] About 10.

16 MR. PALMER: Something like that. Now there
17 was another one--now here--hold on here. There
18 was more than that.

19 [REDACTED] Uh-huh.

20 MR. PALMER: There's going to be John Wayne,
21 there's going to be--

22 [REDACTED] [interposing] Okay. Yeah so
23 this is--so family pictures and then other
24 pictures.

25 MR. PALMER: Yeah.

1 [REDACTED] Okay.

2 MR. PALMER: There's going to be--there's
3 going to be John Wayne which was painted.

4 [REDACTED] Okay.

5 MR. PALMER: There's a pencil drawing of
6 John Wayne. There was a painting of Marilyn
7 Monroe. There was a drawing of Marilyn Monroe.

8 [REDACTED] Mm-hmm.

9 MR. PALMER: In pencil. And I--that's the
10 only thing I--

11 [REDACTED] [interposing] - -. Or did--
12 did you just see him doing and go that's very
13 nice and what--you know what, do you like it?

14 MR. PALMER: No, the Marilyn Monroe one, you
15 know how that happened because he--and that's
16 how I saw his paintings because he'd put them at
17 the head of his bed so when you were walking by
18 you could see those. And then he made one of
19 Marilyn Monroe for another convict. And he
20 asked me if I wanted one like that and I said
21 sure. So he did paint that. And that was a
22 very detailed painting at that. That was like--
23 you couldn't believe the skill that this guy
24 had.

25 [REDACTED] Yeah, I heard. He had to

1 spend some time - -.

2 MR. PALMER: It was--

3 [REDACTED] [REDACTED] The drawings, what were they
4 on?

5 MR. PALMER: Pencil.

6 [REDACTED] [REDACTED] The pencil. Would it be on
7 paper--

8 MR. PALMER: No--

9 [REDACTED] [REDACTED] They were not on paper--

10 MR. PALMER: - - paper, yes.

11 [REDACTED] [REDACTED] And was it like a cardboard
12 texture or--?

13 MR. PALMER: He would paint, that's what he
14 would do. It would be the--he would take
15 cardboard board and cut it. And then tape it to
16 the cardboard, that's how that would work. Yes.

17 [REDACTED] [REDACTED] And where would he get the
18 cardboard?

19 MR. PALMER: Oh you could get that any other
20 way.

21 [REDACTED] [REDACTED] Any way.

22 MR. PALMER: Yeah there's many avenues to
23 achieve that.

24 [REDACTED] [REDACTED] So in total you think it was
25 10 or maybe more?

1 MR. PALMER: It could be that--all of that,
2 yes.

3 [REDACTED] And do you still have any of
4 those pictures left?

5 MR. PALMER: Well we burned some of them--
6 burn some of them. I have--in the heat of the
7 moment when we got the scare here because
8 technically you were supposed to, you know, you
9 were supposed to go through property hobby shop.
10 I believe we were supposed to go through the
11 hobby shop and get permission to purchase the
12 painting gift.

13 [REDACTED] Sure.

14 MR. PALMER: But I have more that I had
15 taken and I brought them in the woods and buried
16 them. I didn't bury them but I put leaves over
17 them because I was getting scared about what the
18 repercussions would be because I didn't
19 technically go through the hobby shop to have
20 the product be - -.

21 [REDACTED] Tell them where they are.

22 [REDACTED] Yeah, that's--

23 [Crosstalk]

24 MR. PALMER: Oh yeah.

25 [REDACTED] Boy you have a crystal ball

1 don't you?

2 [REDACTED] [REDACTED] - - tell these guys everything.
3 We'd appreciate that.

4 MR. PALMER: Yeah. That'll be on the [REDACTED]
5 [REDACTED] [REDACTED].

6 [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

7 MR. PALMER: Yes.

8 [REDACTED] [REDACTED] Can you describe that from
9 using your house as a--

10 MR. PALMER: Okay. [REDACTED] [REDACTED] [REDACTED] [REDACTED]
11 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
12 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
13 [REDACTED] [REDACTED] [REDACTED]

14 [REDACTED] [REDACTED] Okay.

15 MR. PALMER: And it's .4 miles--1.4 miles.

16 [REDACTED] [REDACTED] 1 point or .4?

17 MR. PALMER: .4.

18 [REDACTED] [REDACTED] .4 okay.

19 MR. PALMER: And there's going to be a--it
20 just so happens that there should be a white
21 birch tree laying on the side. But now when
22 you're going down the [REDACTED] [REDACTED] [REDACTED] it runs
23 north and south.

24 [REDACTED] [REDACTED] Okay.

25 MR. PALMER: And then I had stopped and I

1 park across the street so I went west. Is how
2 that would have worked. Because you got your
3 fields east and west and the road--and it's only
4 like 15 feet into the woods.

5 [REDACTED] [REDACTED] And how did you bury them? Did
6 you bring a shovel with you or--?

7 MR. PALMER: No, I just laid them right
8 there and I put leaves on--

9 [REDACTED] [REDACTED] [interposing] Leaves on them.

10 MR. PALMER: -- top of them.

11 [REDACTED] [REDACTED] Did you drive there or you just
12 walk?

13 MR. PALMER: I drove.

14 [REDACTED] [REDACTED] Oh you drove your truck?

15 MR. PALMER: Yes.

16 [REDACTED] [REDACTED] Drove the truck.

17 MR. PALMER: Yes.

18 [REDACTED] [REDACTED] Yes. Did you have the dogs
19 with you by chance?

20 MR. PALMER: I don't--no. I don't--no, I
21 didn't bring the dogs.

22 [REDACTED] [REDACTED] And they're still there now to
23 your knowledge?

24 MR. PALMER: Oh they should be.

25 [REDACTED] [REDACTED] Okay.

1 MR. PALMER: I would believe they are.

2 [REDACTED] [REDACTED] And then how many--what
3 paintings are there?

4 MR. PALMER: In those I don't know because
5 those were in manila envelopes.

6 [REDACTED] [REDACTED] Okay.

7 MR. PALMER: So I don't recall which ones
8 those are.

9 [REDACTED] [REDACTED] Well how many manila envelopes
10 did you put there?

11 MR. PALMER: I'm going to bet you there's
12 going to be six.

13 [REDACTED] [REDACTED] Six.

14 MR. PALMER: Yeah.

15 [REDACTED] [REDACTED] Envelopes--manila envelopes?

16 MR. PALMER: I'm going to think so, yes six.

17 [REDACTED] [REDACTED] Okay. And when did that happen
18 again?

19 MR. PALMER: I did that once we discovered--
20 we heard of the escape.

21 [REDACTED] [REDACTED] Who is we? You keep saying
22 we.

23 MR. PALMER: Well when I say we, Mary and I
24 but she doesn't know about this.

25 [REDACTED] [REDACTED] And how did you discover

1 that?

2 MR. PALMER: Oh well--

3 ████████████████████ And that was two weeks ago
4 generally? That was the day after they escaped?

5 MR. PALMER: Pretty much.

6 ████████████████████ Okay.

7 MR. PALMER: I'd have to get - - an exact
8 time table but I think it was a couple days
9 after that though. What was your question
10 again?

11 ████████████████████ How--you kept saying we, well
12 you said - - Mary. How did you--how did you
13 very--what was the very first knowledge you had
14 of this?

15 MR. PALMER: Oh that's right--

16 ████████████████████ Of these - -.

17 MR. PALMER: That's right. We had a
18 painting done of ████████████████████, we had a painting
19 done of ████████████████████.

20 ████████████████████ This is Mary's family.

21 ████████████████████ Hold on a second.

22 [Crosstalk]

23 MR. PALMER: We--I don't mean--

24 ██: When you're saying we,
25 you've got to be really careful of what you say.

1 MR. PALMER: Okay.

2 [REDACTED]: Are you saying that you and
3 Mary asked him to or--

4 MR. PALMER: No.

5 [REDACTED]: -- just you did?

6 MR. PALMER: No, I did. I used him at
7 first--

8 [REDACTED]: I just want to be clear on
9 that.

10 MR. PALMER: - - surprises for her.

11 [REDACTED]: Okay. So you ask him do
12 this--so this is more paintings then.

13 MR. PALMER: Well that would--yeah that
14 would be the ones that I can recall that I had
15 him do.

16 [REDACTED]: So paintings of Mary's
17 [REDACTED]?

18 MR. PALMER: I--yeah.

19 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

24 MR. PALMER: Yeah.

25 [REDACTED]: And what would the painting

1 be of?

2 MR. PALMER: It was just a portrait of [REDACTED].

3 [REDACTED] [REDACTED] A portrait of [REDACTED], okay. And
4 what else?

5 MR. PALMER: Well let's see, her father.
6 Yeah. There's a painting of her father. And
7 then a pencil sketch I believe. Well I know
8 there was, yes.

9 [REDACTED] [REDACTED] So what time period did all
10 this happen over?

11 MR. PALMER: It was over a period of time.
12 Because each one would take three to--three
13 months.

14 [REDACTED] [REDACTED] But--so a total of 10 plus
15 pictures or is that for a--

16 MR. PALMER: About that, yeah.

17 [REDACTED] [REDACTED] Does that refresh your
18 recollection?

19 MR. PALMER: Yeah that's about the - -.

20 [REDACTED] [REDACTED] Over what general period, how
21 many years?

22 MR. PALMER: Well whenever it first started
23 it just kept--whenever he finished one he'd go
24 well you want another one and I said well sure,
25 you know. And then, you know, bring him a

1 picture or--and then he would produce that one
2 and he produced other ones that the President--
3 see he had Bill Clinton, both George Bushes, he
4 had a Barack one that was amazing.

5 [REDACTED] [REDACTED] They're very elaborate
6 photos--

7 MR. PALMER: Yeah.

8 [REDACTED] [REDACTED] Was there any intention for
9 you to sell them or--?

10 MR. PALMER: Oh no.

11 [REDACTED] [REDACTED] Not at all.

12 MR. PALMER: They were all for our own
13 purposes.

14 [REDACTED] [REDACTED] Only for personal.

15 MR. PALMER: Yes.

16 [REDACTED] [REDACTED] Did you ever have a
17 conversation with him that he might sell these
18 photos--

19 MR. PALMER: Well now he did--he did tell me
20 that. He took the--I don't know if it was
21 Barack that he sold. But he told me - - he had
22 sent it to [REDACTED] [REDACTED] and that [REDACTED] had sold it
23 on eBay for \$2000 he said.

24 [REDACTED] [REDACTED] \$2000 that was a Barack one?

25 MR. PALMER: I believe it was Barack.

1 [REDACTED] And do you remember what
2 time frame that would have been?

3 MR. PALMER: I would have to say maybe a
4 year ago.

5 [REDACTED] Okay. And he sent it to--I'm
6 sorry, he sent that to [REDACTED]?

7 MR. PALMER: [REDACTED], yes. And [REDACTED] sold it
8 on eBay for him.

9 [REDACTED] And how would he provide that
10 to [REDACTED], just through the mail?

11 MR. PALMER: Yes. And how that would be
12 done by the way is that on the weekends he would
13 have the pictures wrapped up. And he would come
14 get me and say hey can we bring this down to the
15 package room. So I'd escort him down there and
16 then he would send it through the package room.
17 And then they'd mail it out through there.
18 That's how that would work.

19 [REDACTED] I understand. So he provided
20 these photos sort of like as a favor because you
21 developed a friendship?

22 MR. PALMER: I don't think you would call it
23 a friendship but--

24 [REDACTED] [interposing] Or a
25 relationship.

1 ████████████████████ A relationship.

2 ████████████████████ Like is this more accurate.

3 I don't want to put words in your mouth. And I
4 apologize for that.

5 MR. PALMER: Well it would be a relationship
6 because I had him every day so I dealt with him
7 every day.

8 ████████████████████ Right. So in turn you're
9 trying to keep the peace in the prison, correct?

10 MR. PALMER: I did that by different
11 methods. Different methods as in showers for
12 instance.

13 ████████████████████ Right.

14 MR. PALMER: See now we got showers on all
15 the galleries. They rebuilt those showers by
16 the way, just rebuilt them with things. Of
17 course they don't use them but they rebuilt
18 them. And a lot of the men would prefer--
19 because see if they had everybody--on the
20 weekends you have to go to the flats to take
21 your showers.

22 ████████████████████ Right.

23 MR. PALMER: And I knew by other inmates
24 they would tell me hey, you know, be careful,
25 watch the showers. There's--you know you've got

1 guys controlling the showers or controlling
2 the phones where you were have to pay to get on
3 it. And I knew that was going on. But so what
4 I would do with my men is I would say well hey
5 if you don't want to--do you want to do a shower
6 or do you want to go to block - -. Well I'll
7 just do a shower so I'd let them out and they'd
8 do their shower and they'd walk back in. Now
9 the vantage point with that is that then those
10 guys walk in and there's less time downstairs.
11 But there's less tension so then there's less
12 change of fighting--although we never saw any
13 fights I'm sure they took place and we just
14 didn't see it.

15 [REDACTED] You're taking a hit from your
16 losses. Not a perfect world but you're putting
17 yourself in a safe environment. And then you
18 know what that's--thinking ahead that's smart.
19 That's how we all stay alive when it comes down
20 to it, correct?

21 MR. PALMER: Hopefully, yes.

22 [REDACTED] Yeah. Well and one of the
23 ways you kept peace, is what we do, is through
24 confidential informants.

25 MR. PALMER: Correct. That's right.

1 [REDACTED] And I need to know--all of
2 ours are supposed to be official and we take a
3 hit when they're not documented correctly, okay,
4 when something happens to one of them, I know it
5 doesn't work that way. You know informants
6 don't like to do the paperwork, nobody wants to
7 be a rat in perception. Because you perceive -
8 - but they want the benefit of helping out. One
9 hand washes the other and they both their face
10 and I think everybody at this table is old
11 enough to know that's just a point in fact.

12 MR. PALMER: That is correct.

13 [REDACTED] And Matt was one of those
14 plain facts that helped you get through the
15 week, correct?

16 MR. PALMER: Yes.

17 [REDACTED] And actually do good for the
18 whole block, keep the peace to an extent.

19 MR. PALMER: Yes.

20 [REDACTED] Right? You're the lion
21 tamer, you've got to crack the whip, right, once
22 in a while?

23 MR. PALMER: Yeah.

24 [REDACTED] And when you crack the whip
25 occasionally you're going to get the teeth shown

1 at you.

2 MR. PALMER: Yes.

3 [REDACTED] [REDACTED] You want to see that coming
4 and Matt's - - was going to tell you that.

5 MR. PALMER: Yes.

6 [REDACTED] [REDACTED] And Matt's got your back.

7 MR. PALMER: Yes.

8 [REDACTED] [REDACTED] In turn you help him, okay,
9 ship out some of these pictures--

10 MR. PALMER: Yes.

11 [REDACTED] [REDACTED] -- and he'd paint for you.

12 MR. PALMER: He would what?

13 [REDACTED] [REDACTED] And paints for you.

14 MR. PALMER: Pays for me?

15 [REDACTED] [REDACTED] Paints, paints.

16 MR. PALMER: Oh paints, yes. In return,
17 yes. And back to that system now I have a--
18 there's a TV program that we have, we have TVs
19 up there and that's another thing that I would
20 do is when I had--convicts would come up and say
21 hey I need a TV--couldn't you get me a TV or
22 could you get my brother a TV and I'll lend him
23 money, he's bugging out in the cell. So I'd go
24 and get a TV and make the permit out and sign my
25 name to it. But what I would do as I had told

1 you--

2 ████████ ██████████ Right.

3 MR. PALMER: -- with the serial numbers the
4 way I would keep track of this. Is I would use--
5 -a lot of times I would use the same serial
6 because a lot of the TVs were hot TVs. So the
7 serial numbers would be in a piece of paper
8 glued to the back of the TV. So a lot of times
9 the convicts would scrape that serial number off
10 so I'd have to come up with a serial number.
11 But the permit you'd have to have a serial
12 number. But I went with the same serial number
13 many of times--all the time being here,
14 1800665612020. And what that showed me was when
15 I would search their cells or if I came across a
16 convict or other staff and they saw the, you
17 know, that 800 number then we'd know or I would
18 know that this guy would owe me a favor.

19 ████████ ██████████ Mm-hmm.

20 MR. PALMER: So in return here's a TV and
21 you give me heads up. That's all I need to
22 know, here's a TV. And here's the other thing,
23 they'd always go well what do you want--what do
24 you want from commissary, do you want something
25 from commissary. And I'd say no, I'd say here's

1 the--the TV is free, it don't cost you no
2 money. But what you do for me is if you see me
3 losing a fight you go get help for me. - -.

4 [REDACTED] [REDACTED] And you watch my back.

5 MR. PALMER: And--or they would say well
6 I'll pound that motherfucker right now. And
7 here's another fucking thing, Matt had said that
8 too, he had said that before to me. That if I
9 was ever assaulted or something, he said I'll
10 kill that motherfucker--I'll kill that
11 motherfucker. I said no. He just--I'll take
12 care of it, don't you get involved with any of
13 this stuff. You know? But I had other convicts
14 that said that too. And they had also--I had
15 other convicts tell me that if the place ever
16 blew up you'd be walking out the front door.

17 [REDACTED] [REDACTED] Mm-hmm.

18 MR. PALMER: And I'd had inmates come up and
19 tell me--run off a list of names, this guy's
20 going to hit him--I mean this officer is going
21 to get it and this guy's going to get--because
22 when the shit goes bad, they're going to get
23 these guys. So with that information I was
24 confident--and not proud but I thought the PB
25 system was--

1 [redacted] [redacted] [interposing] Well why
2 wouldn't you be proud? I mean I'm sure you
3 reported some of this information.

4 MR. PALMER: - - would be proud--

5 [redacted] [redacted] Right. So is it fair to say
6 that maybe you saved some lives?

7 MR. PALMER: That never did happen though.
8 Those guys--

9 [redacted] [redacted] No--

10 [crosstalk]

11 [redacted] [redacted] -- what I mean did you stop,
12 okay, is it fair to say in your perception that
13 you stopped some altercations from taking place
14 because of prior knowledge you had?

15 MR. PALMER: Yes.

16 [redacted] [redacted] Okay.

17 MR. PALMER: I would say that
18 confidentially.

19 [redacted] [redacted] Where in prison any assault
20 could turn into a homicide.

21 MR. PALMER: Now also--

22 [redacted] [redacted] Right? Now that's fair to
23 say. And so you do some good there.

24 MR. PALMER: Yes.

25 [redacted] [redacted] Okay? We all do some good

1 with thinking ahead and making the wheel--

2 MR. PALMER: Okay.

3 [REDACTED] -- spin.

4 MR. PALMER: Yes.

5 [REDACTED] Okay. In turn you have to
6 put faith in people that aren't always the most
7 credible people.

8 MR. PALMER: Right.

9 [REDACTED] But you don't have a choice.

10 MR. PALMER: No I didn't.

11 [REDACTED] You don't have a choice. You
12 know that anytime they want that block that have
13 that block, they have you.

14 MR. PALMER: Correct.

15 [REDACTED] That's at least--I mean I
16 haven't been in your shoes but I have a lot of
17 correctional officers that I'm friends with and
18 my family. Okay? And that's just the way it
19 is. You can--anytime I'm incorrect please tell
20 me because this is your expertise, not mine.
21 Anytime they want that prison--

22 MR. PALMER: They could take it.

23 [REDACTED] -- a good portion of that
24 prison automatically is theirs.

25 MR. PALMER: All they have to do is wait

1 RDO.

2 [REDACTED] [REDACTED] So there has to be a
3 dialogue, right? There has to be a conversation
4 that keeps everything working.

5 MR. PALMER: Yes.

6 [REDACTED] [REDACTED] Okay. What do you think
7 happened in the conversation between you and
8 Matt? And I'm going to leave Sweat out of it
9 because you said he didn't talk much. So it
10 almost seems--what do you think happened in the
11 conversation over the years between you and
12 Matt? You told me one time--you just mentioned
13 that hey if I'm ever in trouble you'd call and
14 let them know I'm in trouble.

15 MR. PALMER: Yes.

16 [REDACTED] [REDACTED] So basically you were having
17 enough faith in him that he has your back.

18 MR. PALMER: Yes.

19 [REDACTED] [REDACTED] And you know what? You had
20 no choice. Because personally in a perfect
21 world for every inmate there's a correctional
22 officer and that's never going to happen. It's
23 not financially--

24 MR. PALMER: No.

25 [REDACTED] [REDACTED] -- feasible. Right? So you

1 have to make this work. You have to trust
2 people that don't have the greatest past.

3 MR. PALMER: Correct.

4 [REDACTED]: And you trust them like I
5 trust them. I made mistakes and you know what?
6 I was forgiven. Okay? No matter what they did,
7 no matter how horrendous. Okay? You don't
8 trust them the first month, you don't trust them
9 the first six months. The first year, all
10 right, don't care what he did, maybe you're very
11 blasé about it. The second year, you know what,
12 he's pulling his weight around here, he's
13 telling me things, he's making things work
14 smoothly. Nobody's getting hurt - -.

15 MR. PALMER: Well--

16 [REDACTED]: You know by the sixth year
17 you guys got a good relationship.

18 MR. PALMER: Yes.

19 [REDACTED]: You don't even have to - -
20 away this right?

21 MR. PALMER: Yes.

22 [REDACTED]: Okay, all right. In good
23 relationships, just like [REDACTED] [REDACTED] [REDACTED] [REDACTED],
24 okay? I could honestly say I've made mistakes
25 in judgment. All right? Can we agree that you

1 made a mistake in judgment on it?

2 MR. PALMER: Yes, I have.

3 [REDACTED] Okay. Like [REDACTED] [REDACTED] who
4 was too good looking to even be walking with my
5 ugly face, okay, she wanted certain things out
6 of me. Okay. And she was very good, she was a
7 very coercer with her looks. Not her
8 articulation, not her mouth. But that was her
9 communication, her looks were her communication.
10 And I am a little puppy dog who fell for that.
11 And for lack of a better term, I think it's
12 something you mentioned earlier, I was played.

13 MR. PALMER: Conned and--

14 [REDACTED] Conned and manipulated

15 MR. PALMER: -- manipulated.

16 [REDACTED] Right?

17 MR. PALMER: 28 years.

18 [REDACTED] Okay. But look it happens to
19 everybody. It's happens--

20 MR. PALMER: [interposing] Apparently not
21 everybody.

22 [REDACTED] Oh no. In one form or
23 fashion--that's why I don't like bringing up [REDACTED]

24 [REDACTED] One form or fashion that why I did it.
25 We're all in the same boat to some degree.

1 Okay? Everybody has faith in people who let
2 them down. That's not on you.

3 MR. PALMER: Okay.

4 ██████████ That's not on you. You would
5 have never had to confide to him in the first
6 place if the system gave you proper equipment
7 and manpower you needed to do your job without
8 having to develop these communications to keep
9 the system working. Okay? We all agree upon
10 that. Right?

11 MR. PALMER: Yes.

12 ██████████ Okay. So now you got played.
13 Now you get scared. You get scared because you
14 have 28 years invested--a career, not a job,
15 it's a career, which obviously you take great
16 care in. I know how some correctional officers,
17 just like some of what are indifferent. They
18 don't care less. - - almost done. People could
19 be bleeding out right next to them. You care.
20 Okay?

21 MR. PALMER: Yeah, we have productive and
22 unproductive employees.

23 ██████████ Absolutely. And you like to
24 consider yourself one of the productive ones,
25 which makes you productive. It's called self-

1 worth, integrity, which I mentioned earlier
2 when we came here. Now we're faced with a
3 problem we don't have correct answers to. Okay?
4 And we want answers.

5 MR. PALMER: Oh yes.

6 ████████████████████ Okay. And we're going to
7 need to get to all of these answers.

8 MR. PALMER: Okay.

9 ████████████████████ There's been a lot of
10 investigating done. A lot of the questions that
11 we are going to ask, as you know, we do have
12 answers to. We are more or less looking for
13 verification--

14 MR. PALMER: Okay

15 ████████████████████ -- on how that exact that is.

16 MR. PALMER: And I can verify--

17 ████████████████████ Don't forget we can all look
18 at that--we can all look at that wall, I can see
19 white, he can see beige, you can see off white.
20 It's still the same color okay? So we need as
21 Tim mentioned your expertise. Okay?

22 MR. PALMER: Yes.

23 ████████████████████ And we're going to get to
24 that. And we're going to start getting into
25 that right now. I want you to take a drink of

1 water, you're a little red faced. I want you
2 to take a deep breath--

3 MR. PALMER: - -.

4 [REDACTED] [REDACTED] What happened?

5 [REDACTED] [REDACTED] - - face because we have the
6 same haircut. I didn't mean to interrupt.

7 [REDACTED] [REDACTED] Now as far as--okay as far as
8 your relationship going south with him, which
9 had already happened, on the 6th, let's get back
10 to one question--it's an earlier question too.
11 It's just out there when--you mentioned we and
12 you said Mary and I when we heard about it.
13 When did you first--how were you first notified
14 about it?

15 MR. PALMER: When we walked in the front
16 gate--well actually no. When we drove by the
17 training cottage I saw four state trooper cars
18 there and I thought that was odd. And I said
19 what's with that. 6:30 in--well we're always
20 late for work. [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]--

21 [REDACTED] [REDACTED] - -.

22 [REDACTED] [REDACTED] Go ahead.

23 [REDACTED] [REDACTED] I don't mean to interrupt. You
24 were on vacation right? Is that correct?

25 MR. PALMER: Well yes, that's correct.

1 Because my vacation started June 1st. And he-
2 -and that's another thing that had come up. He
3 had asked Mary--he goes Officer Lamar, he goes
4 where's Officer Palmer. Well he's on vacation
5 because it started that Monday. And that--
6 because it was a two week period and I left on--
7 I think June 1st it started, my vacation. And
8 that Saturday I signed up for overtime. Because
9 the reason why I couldn't work overtime during
10 the week was because you can't work overtime
11 when it's your regular--you can work overtime on
12 your RDOs, on your shift. And that Saturday to
13 Sunday, I worked Saturday and we came in and
14 that's when we saw those cars sitting there. I
15 said that's odd, we've never seen that before.
16 So then when we got into the front gate the
17 Sergeant was standing down there, I can't think
18 of the fellow's name now. And I don't know who
19 said that, oh there's been an escape. And I
20 said what--I said what are you talking about and
21 he goes there had been an escape, I said really.
22 Who are we talking about and he goes in A Block--
23 it was A Block. And I said who in A Block and
24 then he--I think that's when they told me yeah
25 Matt and Sweat. I said oh my God.

1 ████████████████████ And what was your first
2 reaction to that?

3 MR. PALMER: It surprised the hell out of
4 me. How would you escape? How could you
5 escape? Maybe through the tailor shops but that
6 was all the information that we had at the time.
7 So we went to one of them and they said they had
8 cut through the back of their cells. And I got
9 to go up there and see it and I said wow, how
10 the hell would you do that. I mean the steel
11 wasn't quite that thick or at least the - - I
12 would think.

13 ████████████████████ I don't think you'd think, I
14 mean I think you would know after 8 years there
15 in that block and 27 years in that prison. And
16 you're an intelligent guy. I can tell you're
17 not just the type of guy that just walks around
18 mindlessly and waits for his shift to be over.
19 Obviously you--

20 [crosstalk]

21 MR. PALMER: -- I like to be productive.

22 ████████████████████ Okay. So you know your
23 surroundings. This is where we're at as far as
24 you find out, okay, about 6:30. Okay let's get
25 back to that morning.

1 MR. PALMER: Pretty much--

2 (Break in Tape)

3 [REDACTED] -- you come to work together?

4 MR. PALMER: Yes, we ride together because
5 we live together.

6 [REDACTED] Okay. What happens next?
7 What do you do next?

8 MR. PALMER: They bring everybody to the
9 lineup room.

10 [REDACTED] Everybody being who?

11 MR. PALMER: All the officers. And they
12 tell us okay this is what's going on. And these
13 are the groups, stay with your groups and your
14 Sergeant. And then we did interviews is what we
15 did. Brought the guys out one at a time and did
16 interviews. But see I wanted to stay with 6
17 company because--but the thing was they had told
18 everybody you can't talk to nobody. You can't
19 talk to them. Well how in the hell am I going
20 to get any information I can't talk to nobody.
21 But there's so many people around--other people
22 around the convicts because a lot of
23 conversations that I would have with my convicts
24 was one on one quietly. You know? And real
25 quick like, not quick like but--so I stayed with

1 the 6 company because I knew somebody up there
2 had to know something. Somebody had to know
3 something on that - -. But I never was given
4 the opportunity and nobody came to me to say hey
5 Gene why don't go down to your gallery and talk
6 to your men and see who knows what.

7 [REDACTED] [REDACTED] Gene, do you remember--I'm
8 going to ask you a very specific question. Do
9 you remember who you talked to that day when you
10 were searching for information? Because you had
11 your relationship with these folks.

12 MR. PALMER: I never really did. I never
13 got to ask anybody one on one.

14 [REDACTED] [REDACTED] You never did?

15 MR. PALMER: No.

16 [REDACTED] [REDACTED] Were you whispering to them or
17 anything?

18 MR. PALMER: No, nothing comes to mind here.
19 But the one fellow [REDACTED] [REDACTED] he
20 would have locked in either [REDACTED] or [REDACTED] cell.

21 [REDACTED] [REDACTED] Okay.

22 MR. PALMER: He'd be in [REDACTED]--he'd be in [REDACTED],
23 so I was correct. Because I stayed with them
24 guys because when they went to the trooper
25 fellows there to give their statements, nobody

1 said nothing. I thought well I'll stay with
2 these guys and as I escort them over there then
3 maybe they could - -.

4 ████████ ██████████ Right.

5 MR. PALMER: But there was--but the - - he
6 goes, when I was listening to his conversation,
7 he goes ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

8 ████████████████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

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10 ████████████████████ ██████████ ██████████ ██████████ like that several times. And he
11 goes ██████████ ██████████ ██████████ is said.

12 ████████████████████ And where did you and him have
13 that conversation?

14 MR. PALMER: Well we didn't. That's what he
15 was telling the trooper fellow.

16 ████████████████████ Oh I see. Before you--how did
17 you get called into work? Did someone try to
18 telephone you?

19 MR. PALMER: Oh no, we got called in for
20 overtime.

21 ████████████████████ And what time was that when
22 that first call came--?

23 MR. PALMER: Well that would have been--
24 it'll be on my phone what time they called. For
25 7:00 to 3:00 usually you got to be there by 6:45

1 so they try to call you by--well they try to
2 call you by 5:15 or 5:30 in the morning to give
3 you an hour heads up to prepare to come in.

4 [REDACTED] [REDACTED] Is that the first call that
5 you got that day from the prison?

6 MR. PALMER: Yes. I'm pretty sure of that.

7 [REDACTED] [REDACTED] Do you remember if you
8 answered the phone or did it go to voicemail--

9 MR. PALMER: No, I--

10 [REDACTED] [REDACTED] -- and you called back?

11 MR. PALMER: -- I believe I did answer the
12 phone. I mean I don't think I had to call them
13 back. I'm pretty sure. And then the job they
14 offered me--there were two jobs they had. There
15 were two jobs that they had offered but I don't
16 remember what they were. There was--I don't
17 recall what they were. But I believe there was
18 only two to three jobs that they had offered.
19 But I don't know if that was 5:30 or if that was
20 6:15, 6:20. For some reason that rings a bell
21 that they had called me late to come into work
22 for 6:45.

23 [REDACTED] [REDACTED] Well do you know what time the-
24 -from the information you've - - up to this
25 date, do you know what time the escape happened?

1 MR. PALMER: Oh no. Well once we got into
2 the jail and time--and information got
3 circulated through the facility, it seemed they
4 had left around midnight-ish.

5 ██████ ██████ Well what time did the jail
6 first report it do you know? Oh how did it get
7 reported?

8 MR. PALMER: To me?

9 ██████ ██████ Yes.

10 MR. PALMER: Like when we walked through the
11 front gate.

12 ██████ ██████ That was the first time that
13 you heard that.

14 MR. PALMER: And that's when the Sergeant -
15 - there's been an escape. - - looking around.

16 ██████ ██████ So they didn't tell that when
17 they called you in for overtime?

18 MR. PALMER: Oh no.

19 ██████ ██████ That was - -.

20 MR. PALMER: No, they just hired us for
21 overtime.

22 ██████ ██████ Just regular overtime?

23 MR. PALMER: Yes.

24 ██████ ██████ I see.

25 MR. PALMER: Well she wouldn't have been

1 hired for overtime. That was her--what she
2 was scheduled to work. I got hired for
3 overtime.

4 [REDACTED] [REDACTED] And you generally transport
5 each other--

6 [crosstalk]

7 [REDACTED] [REDACTED] You actually would.

8 MR. PALMER: Yes we would. She would go to
9 lineup and I would go down to locked because
10 we'd always get there late. So I was always the
11 last one in the room. But they never yelled at
12 me for it.

13 [REDACTED] [REDACTED] And what's--we didn't talk
14 about it yet and I don't want to change
15 direction but what is Mary's role? What is her
16 job description?

17 MR. PALMER: She's an - - so she'd have a
18 different job every day.

19 [REDACTED] [REDACTED] Okay.

20 [REDACTED] [REDACTED] She's a floater? What we
21 call a floater at my job.

22 MR. PALMER: You can do that.

23 [REDACTED] [REDACTED] Like a fill in.

24 MR. PALMER: A fill in, yes.

25 [REDACTED] [REDACTED] Yeah.

1 MR. PALMER: Let's go that route, that's a
2 good term.

3 [REDACTED] [REDACTED] Now did she have a relationship
4 with Matt too?

5 MR. PALMER: Oh no.

6 [REDACTED] [REDACTED] Okay.

7 MR. PALMER: Oh no. She was not one that
8 would--she always, not always but she kind of--
9 and there was other guys that maybe said that I
10 was too approachable. But I always told the
11 OJTs--because I always had--[REDACTED] [REDACTED] would
12 always give me an OJT, new officers, and I'd
13 explain to them how they should behave and how
14 they should talk. And I always told them, you
15 know, I always found it wise to make yourself
16 approachable. So that wasn't something they
17 have. And then the inmate can come to you and
18 say hey this is getting ready to--and here's why
19 I learned that, [REDACTED] [REDACTED]. That would have
20 been 20 years ago. [REDACTED] [REDACTED] was - - security
21 and [REDACTED] [REDACTED] was captain and he wasn't
22 well liked. But that's how that is. But anyway
23 what [REDACTED] had done, he worked in the mess hall
24 and he was fun to work around. And he was a
25 real smooth talker too. And he didn't, you

1 know, he wasn't a Percy in the Green Mile,
2 he'd talk to convicts and laugh and joke and
3 they would interact together. And he had a
4 convict that worked for him in the back in the
5 mess hall. And one day this convict had told
6 him, he goes you're going to have a 10 man shank
7 fight in that mess hall and it's going to be
8 noon chow. So [REDACTED] went upstairs and told [REDACTED]
9 [REDACTED] and [REDACTED]. I wasn't up there but I heard
10 the story of [REDACTED], my rats didn't tell me none
11 of this, this ain't going to happen. But [REDACTED]
12 believed [REDACTED] so what they did was they shut the
13 annex down and they brought 40 officers over.
14 [REDACTED]-you'll know [REDACTED], I worked
15 with him for years. He was the best Sergeant we
16 had. Once he got punched in the eye his eye was
17 busted.

18 [REDACTED]: Let me just over it real quick.
19 Mary [REDACTED] [REDACTED] correct?

20 MR. PALMER: Yes.

21 [REDACTED]: [REDACTED] [REDACTED] [REDACTED]?

22 MR. PALMER: Yes.

23 [REDACTED]: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

24 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED]

25 [REDACTED]: [REDACTED]

1 MR. PALMER: No, those are the

2 [REDACTED] [REDACTED] [REDACTED] [REDACTED]

3 [REDACTED] [REDACTED] Okay. And where do they live?

4 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED]

5 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

6 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

7 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

8 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

9 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

10 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

11 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

12 [REDACTED] [REDACTED] [REDACTED] [REDACTED]

13 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

14 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

15 [REDACTED]

16 [REDACTED] [REDACTED] [REDACTED]

17 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

18 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

19 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

20 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

21 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

22 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

23 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

24 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

25 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]
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■ [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
■ [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

9 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
■ [REDACTED] [REDACTED] ■ [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

11 [REDACTED] [REDACTED] When did you send that money
12 over there?

13 MR. PALMER: Well that had to been a year
14 ago. I'm not sure that's accurate. But it'll
15 be on my bank statement where I withdrew and
16 then I wired the money. I think I wired the
17 money.

18 [REDACTED] [REDACTED] Through what service did you
19 wire it?

20 MR. PALMER: I'm pretty sure we wired the
21 money. [REDACTED] [REDACTED] they'll have it. I don't--no,
22 we did have to wire the money because--yes we
23 did wire the money and she gave me an account
24 number. I don't know what that is but the bank
25 will have that.

1 [REDACTED] [REDACTED] Now did the bank wired the
2 money or did you take it--

3 MR. PALMER: Yeah the bank.

4 ████████████████████ -- to a third party like
5 Western Union?

6 MR. PALMER: That seems more reasonable. I
7 don't recall.

8 [REDACTED] [REDACTED] I don't want to put words in
9 your mouth. If you don't recall that's fine.

10 MR. PALMER: For some reason that seems--

11 Western Union. I bet you--

12 ██████████ ██████████ If you're not sure--

13 MR. PALMER: I'm not certain.

14 [REDACTED] Okay that's fine.

15 MR. PALMER: But I didn't go through the--no
16 I didn't go through--because I had the money in
17 cash. If I had the money in cash I would have
18 had to go through Western Union because I
19 withdrew the money. I believe that's how that
20 went. But anyway [REDACTED]

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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1 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
2 [REDACTED] [REDACTED]

3 [REDACTED] [REDACTED] Mm-hmm.

4 MR. PALMER: We never did get the money back
5 but that wasn't really relevant on that issue
6 there.

7 [REDACTED] [REDACTED] Well I told you - - but it
8 seems that you prioritize--you put people ahead
9 of money. So that's good. That's good - - that,
10 okay. What other relationships, okay, who else
11 had relationships with Matt?

12 MR. PALMER: Staff?

13 [REDACTED] [REDACTED] Yes.

14 MR. PALMER: That I don't know. Well now
15 that's--

16 [REDACTED] [REDACTED] Well what?

17 MR. PALMER: Tillie, I'm going to have to
18 say Tillie because she was always--that's
19 another thing here which we had spoke about
20 earlier. Because before this took place, this
21 escape thing took place, she would come into A
22 Block about two or three months prior to this.
23 She'd come into A Block with fresh baked
24 cookies. Sometimes her husband would be with
25 her, sometimes he wasn't. And a lot of the

1 times, the majority of the times they would
2 walk through the wire gate. So they wouldn't
3 come through A Block. The only time she came
4 through A Block that I knew of--

■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]
■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]
■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]
■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]

9 [REDACTED] Okay.

10 MR. PALMER: And if it's rainy outside then
11 you would stay in. If it's not then you would
12 walk through the wire gate. But she would come
13 by and she would have cookies or baked goods.
14 Cookies are what they were. And she'd always--
15 Gene come on out here and have some cookies.
16 And so I'd go get the cookies. And she would
17 swing by the shop and talk with Matt. So I'd
18 eat the cookies - - all right I'll come on over.
19 She had said that and he was not watching her
20 back but not protecting--I don't know how she
21 phrased that. But anyway he was, you know,
22 telling me stuff and so I would go over but more
23 than once--

24 [REDACTED] What--specifically what
25 stuff?

1 MR. PALMER: Oh he'd point out convicts
2 that were giving her trouble in the shop. So
3 then I'd go over and I'd go up to her and say is
4 this guy giving you problems, yeah, and then I'd
5 talk to the officer. Yeah he said she's being
6 an asshole. I said all right well when you see
7 it, write it up and call me up and I'll come and
8 get that guy.

9 [REDACTED] Was it the same officer in her
10 shop all the time?

11 MR. PALMER: Back then it was Kevin. I
12 don't know if it was Kevin Trombley--Mel
13 Trombley--

14 [REDACTED] Mel Trombley.

15 MR. PALMER: Yeah that's the officer that
16 had the bid in there. Now he bid out. He bid
17 out of the office.

18 [REDACTED] So who else was there after he
19 bid out?

20 MR. PALMER: Well that was--after he bid
21 out--after he bids out they don't put another
22 regular officer, they put a different officer in
23 there every day.

24 [REDACTED] They rotate.

25 MR. PALMER: So now what you have there is

1 you have a different officer in there every
2 day that may not frequently work the tailor
3 shops. And not actually know how things are to
4 work. So that tells me why sometimes when they
5 would come across C Block for noon chow that the
6 officer might not have an accurate count of who
7 was in there. But that's--you know I'm guessing
8 on that. But she was--so I'd go over there and
9 talk to her and then talk to Trombley or it
10 didn't matter, I would ask the officer--if it
11 was a new guy I know he wouldn't know the
12 politics in the block.

13 ██████████ Right.

14 MR. PALMER: That's why he wouldn't that--
15 who the inmates were.

16 ██████████ But as far as--and not to
17 interrupt you here. But as far as the dialogue
18 between you, Joyce and Matt--

19 MR. PALMER: Yes.

20 ██████████ -- okay that's what we're
21 very interested in.

22 MR. PALMER: Yes. Now she never ever said
23 well can you talk to this inmate over there.

24 ██████████ I don't want to--

25 MR. PALMER: Okay.

1 ■ ■ ■ ■ ■ : I really--I don't want to
2 know what she didn't say. I want to know what
3 she did ask of you. Okay? Or what she did say
4 to you.

5 MR. PALMER: Okay. Well now here's another
6 thing--here's another thing. The last day that
7 I worked, damn near the last day that I worked--

8 ■ ■ ■ ■ ■ Which was what?

9 MR. PALMER: It would have been--I got to
10 think about this now. Okay now I go on
11 vacation--

12 ■ ■ ■ ■ ■ The 1st.

13 MR. PALMER: How did that work? Oh yes,
14 okay the 1st, so you back up two days. That
15 Friday she calls me into the shop. And I think
16 she may have had cookies that day. But she
17 called me and said I need you come over to the
18 shop and stuff. So I go over to the shop.

19 ■ ■ ■ ■ ■ She called you?

20 MR. PALMER: Well no--well there was--

21 ■ ■ ■ ■ ■ Are you going to tell them
22 what--

23 MR. PALMER: Oh yes, oh yes. This is not--
24 we're not hiding nothing here.

25 ■ ■ ■ ■ ■ No, no I'm not telling you

1 to. I just want to know so I'm prepared.

2 MR. PALMER: Yes. So I don't know if she
3 called me on the phone or if she stopped me in
4 the hallway with cookies. So I went over there.
5 And now she goes can you bring this back to Matt
6 and put this in Matt's cell. And so I go well
7 what do you got, so she opens the bag. And
8 there's two tubes of white paint. And then
9 there's a pound of hamburger. I think it's
10 about a pound of hamburger, it was about this
11 big. And I said Tillie I said--

12 [REDACTED] Tell them what the hamburger
13 was.

14 MR. PALMER: Well it was frozen at the time.
15 But it was--but I told her I said Tillie don't
16 be doing this. If he needs something he'll go
17 through me. Okay don't be doing this. So I
18 said just put it in the freezer. But I didn't
19 get to go back Friday. And then I worked
20 Saturday. So then I went to the freezer and I
21 took the hamburger out--

22 [REDACTED] [interposing] Saturday?

23 MR. PALMER: Yeah Saturday, which would have
24 been the day before my vacation started because
25 it started Monday. So I went in to the shop,

1 grabbed that out of the freezer and then I
2 brought it over to Matt. I said here, I don't
3 want nothing to do with this. There's paint in
4 there, whatever--just get rid of it, get rid of
5 the stuff.

6 [REDACTED] [REDACTED] And so you took the hamburger
7 meat and the paint together?

8 MR. PALMER: Yeah it was in a bag.

9 [REDACTED] [REDACTED] All in one bag?

10 MR. PALMER: It was in a green bag.

11 [REDACTED] [REDACTED] A green bag.

12 MR. PALMER: Which is the green material
13 that was made out of the material that we make
14 their clothing out of.

15 [REDACTED] [REDACTED] So when--Tillie was not there
16 when you went to get the bag?

17 MR. PALMER: No, because she works Monday
18 through Friday. So then I went over to the shop
19 Saturday because I couldn't bring it over Friday
20 because I got bogged down with whatever.

21 [REDACTED] [REDACTED] So here's my question, that
22 freezer is locked.

23 MR. PALMER: It had the capabilities but it
24 wasn't locked.

25 [REDACTED] [REDACTED] It was not locked.

1 MR. PALMER: No, it was unlocked.

2 [REDACTED] [REDACTED] Does she leave it unlocked,
3 Tillie, a lot?

4 MR. PALMER: I don't know about that. Well
5 you wouldn't--that's not true. Because some of
6 those refrigerators those are for staff and so
7 you would lock those up because a lot of staff
8 members left their food in there.

9 [REDACTED] [REDACTED] Right that's what I'm saying--

10 MR. PALMER: And they would secure them.
11 But in this case that day she--since I didn't go
12 over there on Friday I just said--when I talked
13 to her Friday and I can't do this today, I'm too
14 busy right now, just put it in the freezer and
15 I'll come and get it Saturday for you. So then
16 it was unlocked when I--it had to be--well it
17 was unlocked because I wouldn't have had a key
18 to get that out.

19 [REDACTED] [REDACTED] She's the only one with a key
20 to that freezer that you're aware of?

21 MR. PALMER: I'm going to have to say more
22 than one person would be because you would think
23 the officer would have access. Because if she's
24 not there then how would he get into that
25 refrigerator.

1 ████████████████████ Well why would you put in
2 there and say you'll get it out Saturday if you
3 didn't think you'd be able to get out it out
4 Saturday I guess? That's what we're trying to
5 ask.

6 MR. PALMER: Well she left it unlocked so
7 that I could have - -, that's how that would
8 have been.

9 ████████████████████ But did she have that
10 conversation with you?

11 MR. PALMER: No, I told her Friday--I don't
12 know what had happened where I couldn't get down
13 there to do that. Something had happened. I
14 got busy. I said just put it in the freezer or
15 put it in the refrigerator is what--I think I
16 said refrigerator. And then I'll bring it
17 across--I'll bring it over to him. And it was
18 unlocked. And I don't have a key to that lock.
19 Each person has a different--

20 ████████████████████ He's asking you--sorry. He's
21 asking you--

22 ████████████████████ No, we appreciate it.
23 Clarification is good.

24 ████████████████████ He's asking if Joyce
25 specifically said to you that she would leave it

1 unlocked or if you asked her.

2 MR. PALMER: No, she would have said--I
3 wouldn't even had brought up that part about
4 locking it.

5 [REDACTED] [REDACTED] And what time of day was that?

6 MR. PALMER: Well--

7 [REDACTED] [REDACTED] Are you talking when he
8 brought it to them?

9 [REDACTED] [REDACTED] Yeah, when you--

10 [crosstalk]

11 [REDACTED] [REDACTED] When you went to get the meat
12 and the paint what time of day was that?

13 MR. PALMER: It might about around afternoon
14 chow. I got to think about that. Maybe it was
15 afternoon because everything was settled down.
16 I'm going to go with--I think that might have
17 been more--I'm vague on that. I have to think
18 more about the time.

19 [REDACTED] [REDACTED] To the best of your
20 recollection.

21 MR. PALMER: But I'm going to say it had to
22 be around noon-ish. Either prior to noon or
23 after noon. I'm going to say after 12:00
24 because chow was already done and the jail has
25 settled down.

1 [REDACTED] I know I'm getting specific
2 but do you remember what route you took from
3 there with the meat to the cell blocks?

4 MR. PALMER: I went into Tailor 1 and I came
5 back--I didn't go down the stairs I don't
6 believe but I came back out of the tailor shops.
7 And I think I walk through B Block corridor with
8 it.

9 [REDACTED] Is that your recollection?

10 MR. PALMER: I believe so. I believe that
11 might have been the path that I took. Yeah.
12 But I'm not confident.

13 [REDACTED] Why'd did you go through B
14 Block so you could run it through the--

15 MR. PALMER: Well because that door was
16 already open.

17 [REDACTED] Okay.

18 MR. PALMER: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Only during the weekday did they
24 really--

25 [crosstalk]

1 ██████████ Oh I thought it was--no,
2 hey look I know you're an intelligent guy. I
3 thought when you said you took it through B
4 Block, you told me B Block was the only one with
5 a metal detector.

6 MR. PALMER: Yes.

7 ██████████ I figured you know hey do you
8 think this is funny, you know, you're like I
9 can't do this right now. And that's the
10 impression I'm getting, not to put words in your
11 mouth. But one thing you just said earlier, and
12 correct me if I'm wrong, here Matt take care of--
13 -

14 [crosstalk]

15 ██████████ So again it almost like a - -
16 hands off type thing. You don't want--and I
17 understand that. But you seem very--

18 [crosstalk]

19 ██████████ Did you go through the metal
20 detector with it?

21 MR. PALMER: Oh no, you don't have to as
22 staff.

23 ██████████ No, I know you don't have to.
24 But--

25 MR. PALMER: Did I scan it?

1 [REDACTED] [REDACTED] Yeah did you scan it?

2 MR. PALMER: No.

3 [REDACTED] [REDACTED] Did you think of scanning it?

4 MR. PALMER: No.

5 [REDACTED] [REDACTED] Didn't you want to know what
6 was in there?

7 MR. PALMER: No, I saw it--I saw it and the
8 paint she was paying him to watch her back. I
9 assume that's--well I know that's--

10 [REDACTED] [REDACTED] Well he's in - -.

11 MR. PALMER: -- she was doing. That's why
12 I'm pretty sure.

13 [REDACTED] [REDACTED] And then do you remember how
14 you provided that to Matt?

15 MR. PALMER: Oh I walked right up to his
16 cell and handed it right to him. I said hey--

17 [REDACTED] [REDACTED] Was his cell open?

18 MR. PALMER: No, it was closed.

19 [REDACTED] [REDACTED] Because they can be open right?

20 MR. PALMER: No, it was closed. It - - a
21 bar there.

22 [REDACTED] [REDACTED] And what was he going to do
23 with frozen meat?

24 MR. PALMER: Make--cook.

25 [REDACTED] [REDACTED] Where?

1 MR. PALMER: Right in his cell. You can
2 cook in your cells.

3 [REDACTED] [REDACTED] They let you cook in your
4 cell?

5 MR. PALMER: Well--

6 [REDACTED] [REDACTED] Again you're educating me. I
7 don't have--

8 MR. PALMER: -- typically here's how that
9 works too by the way. Those cells can be
10 hotwired in the back where you can bypass that--
11 the breaker. And that's how they'll get--
12 they'll take coils from the - - busting open and
13 then you just plug it in if it doesn't blow the
14 breaker. And that's how you would heat it up.

15 [REDACTED] [REDACTED] Right. Now you visited him a
16 lot there, have you ever seen him make hamburger
17 there before?

18 MR. PALMER: No, never hamburger. Nobody--
19 not that because you can't get that stuff. Well
20 you could get it out of the mess--well you could
21 probably get it out of the mess hall but that
22 would come in patties though. That was from the
23 street.

24 [REDACTED] [REDACTED] Sure.

25 MR. PALMER: That was from the street.

1 ████████ ██████████ So were you--obviously you've
2 been there a long time, Gene, were you
3 suspicious about that?

4 MR. PALMER: Well I told her that. I said
5 Tillie don't be doing this. Don't be doing
6 this. If you want something have them come
7 through me. And I'll--if he needs whatever he,
8 you know--

9 ████████ ██████████ Right.

10 ████████ ██████████ Can we just--not to
11 interrupt, can we stop right there, okay?
12 Because we went through that but at that point,
13 all right, because we weren't there--at that
14 point when you tell her don't be doing this,
15 okay, where is she holding these packages. And
16 is it one package? You said it was wrapped in
17 green woven that they used--

18 MR. PALMER: Well the package was in
19 Styrofoam. And it was Saran wrapped.

20 ████████ ██████████ Okay. Are we talking about
21 the meat, the paint sticks or the meat and paint
22 sticks?

23 MR. PALMER: No, the paints were separate.
24 There were two tubes of white paint--

25 ████████ ██████████ Two tubes of white paint.

1 MR. PALMER: -- at the bottom of the bag.

2 [REDACTED] Mm-hmm.

3 MR. PALMER: And there was some green cloth-

4 -

5 [REDACTED] In the bottom of the green
6 bag?

7 MR. PALMER: Yeah. And there was a green
8 bag in there. But I didn't look into that. And
9 then the hamburger--the one thing that did
10 strike me was that I didn't see any seal on it
11 from, like, you know, when you buy the hamburger
12 at a store there is--like it will say the pound
13 and the barcode, that wasn't on it. That's one
14 thing I did pick up on. But I didn't really
15 think of nothing like that.

16 [REDACTED] All right. Now there's a
17 green bag in there too?

18 MR. PALMER: I believe there was.

19 [REDACTED] And this is all within the
20 green satchel--

21 [crosstalk]

22 [REDACTED] I don't mean a satchel. Like
23 it's a woven green bag right?

24 MR. PALMER: Yeah but there wasn't--I don't
25 recall there was anything in it because I

1 remember I touched the bag I believe.

2 [REDACTED] [REDACTED] And so you have four items in
3 there? Just from my understanding you have the
4 meat--

5 MR. PALMER: [interposing] Yeah it would be
6 the two--

7 [REDACTED] [REDACTED] -- the two paint sticks--

8 [REDACTED] [REDACTED] Let him ask the question.

9 [REDACTED] [REDACTED] -- and the green bag.

10 MR. PALMER: Yeah.

11 [REDACTED] [REDACTED] Go ahead, correct me.

12 MR. PALMER: It was cloth though, more
13 folder cloth.

14 [REDACTED] [REDACTED] How many items are in there?
15 Let me rephrase.

16 MR. PALMER: I didn't--I never even looked
17 in to that. I just knew the--

18 [REDACTED] [REDACTED] Okay. You just happened to
19 see there's a green cloth thing--

20 MR. PALMER: Yeah. And then I saw the two
21 tubes in the bottom of the bag and then the
22 hamburger on the top.

23 [REDACTED] [REDACTED] Okay. So you tell her not to
24 be doing this?

25 MR. PALMER: Yes, I told her.

1 [REDACTED] Does she hand it to you as
2 she tries to initially get you to take it?

3 MR. PALMER: Yes.

4 [REDACTED] And is that when you look at
5 it?

6 MR. PALMER: Yes. Because how that had
7 happened matter of fact, she had called me--she
8 goes come over for--when they go to chow. Come
9 over because there's nobody in the shop. So I
10 went over there during noon chow. And only her
11 and I are in the shop. And that's when she
12 handed it to me. She--

13 [REDACTED] Had she ever asked you this
14 before, to come over in an excluded manner?

15 MR. PALMER: Say that again.

16 [REDACTED] Has she ever asked you to
17 come over when nobody else is around?

18 MR. PALMER: No.

19 [REDACTED] So that struck you as
20 probably a little strange right?

21 MR. PALMER: Yeah that was the first time
22 she'd ever have me come over there during chow
23 when the convicts weren't there. Yeah.

24 [REDACTED] All right so let's get right
25 back to where you left. You look at the bag.

1 MR. PALMER: Yeah.

2 [REDACTED] [REDACTED] Where does she show you the
3 bag specifically? Is it on a desk, where
4 specifically--like we're sitting right here--

5 MR. PALMER: No, she was standing I think we
6 were in front of the podium matter of fact or
7 where the--

8 [REDACTED] [REDACTED] [interposing] Tailor shop 1.

9 MR. PALMER: 1. And the refrigerator would
10 be over here though. And then for some reason--
11 because see here's how this--yeah let me draw it
12 out. The entrance is right here. And there's
13 another side door here. Their platform sits
14 here. She sits here and the officer sits here.
15 And that's the refrigerator.

16 [REDACTED] [REDACTED] Mm-hmm.

17 MR. PALMER: For some reason I thought it
18 was--

19 [REDACTED] [REDACTED] Is that it, Gene, does that
20 look familiar?

21 MR. PALMER: Yeah that'll be the
22 refrigerator - - the refrigerator that she
23 referred to. I don't know if it was here that
24 she handed it to me. But I didn't take it
25 Friday. It was Saturday when I opened it up.

1 [REDACTED] [REDACTED] Okay so she hand it to you,
2 what happens next?

3 MR. PALMER: Well she didn't hand it to me
4 at first. She opened it up and I looked in and
5 I saw the hamburger. I believe that's how that
6 took place. And that's when I told her don't be
7 doing this Tillie--don't be doing this. So I
8 said just put it in the refrigerator and then
9 I'll come back but I couldn't come back. I
10 didn't--for whatever reason I wasn't able to go
11 back. And then Saturday I went over and it was
12 in the freezer.

13 [REDACTED] [REDACTED] Okay.

14 MR. PALMER: And it was frozen solid.

15 [REDACTED] [REDACTED] Now when you go over and it's
16 in the freezer, where in the freezer was it?

17 MR. PALMER: Top--well it's--well I don't
18 know if it's a double wide or--

19 [REDACTED] [REDACTED] Okay. When you open the
20 freezer and you're looking at, top left, top
21 right, middle, bottom left, bottom right?

22 MR. PALMER: That I don't recall--I don't
23 recall.

24 [REDACTED] [REDACTED] You don't recall. Was it
25 contained within the green woven bag?

1 MR. PALMER: Yes, everything was in the
2 bag.

3 [REDACTED] Were the four items that you
4 mentioned today, were the--

5 [crosstalk]

6 MR. PALMER: Yeah, they were all in the bag.

7 [REDACTED] -- the frozen meat in the
8 Styrofoam. So the paint was in there too. It
9 had to be--

10 MR. PALMER: Yeah the paint--

11 [REDACTED] -- the frozen food with the
12 paint, they don't - - right?

13 MR. PALMER: Yes.

14 [REDACTED] Okay. So what do you think
15 about that? That's a little strange, right, for
16 paint. That's going to ruin the paint. You
17 don't freeze paint. I mean I'm not a painter
18 and I know that for sure. You know that--

19 MR. PALMER: Yeah.

20 [REDACTED] -- everybody, you know, from
21 my Benjamin Moore days outside my house, you
22 tell them you got to keep it above 50 degrees or
23 it ruins the paint.

24 MR. PALMER: Most likely I think.

25 [REDACTED] Yeah what did you think about

1 the paint because they can get paint from
2 other means correct?

3 MR. PALMER: I think so, yeah, there's other
4 ways because there--you can go there too, as a
5 matter of fact--

6 [REDACTED] [REDACTED] [interposing] Yeah but I'm
7 just asking you that question. What was your
8 initial reaction about paint? I can understand
9 the burgers but why do you think she wanted--why
10 would she provide him paint?

11 MR. PALMER: So he had paint to paint with.
12 Now he had bought paint from other convicts too
13 because now that that's brought, that he had
14 told me he had purchased old paints or paint
15 brushes from other convicts that painted in the
16 facility.

17 [REDACTED] [REDACTED] I don't want to jump off
18 topic but you interjected before.

19 [REDACTED] [REDACTED] What's that?

20 [REDACTED] [REDACTED] You interjected before as to
21 making assumptions--

22 [REDACTED] [REDACTED] Okay.

23 [REDACTED] [REDACTED] -- about information which
24 I'm sure the primary reason you're here is that
25 it was going be disclosed to us.

1 [REDACTED] Yes.

2 [REDACTED] Can--is this the information
3 that we can honor at the same time because once
4 we run on this topic - - saying--

5 [REDACTED] Pretty much.

6 [REDACTED] Okay. Is there anything in
7 addition to this as far as that?

8 [REDACTED] Can I talk to him for a
9 second?

10 [REDACTED] Absolutely.

11 [crosstalk]

12 [REDACTED] No, absolutely--absolutely.

13 [crosstalk]

14 [REDACTED] Yes, absolutely--okay?

15 [REDACTED] Yes.

16 [Break in Tape]

17 [REDACTED] You guys ready?

18 [REDACTED] Yes.

19 [Break in Tape]

20 [REDACTED] Yes.

21 [REDACTED] Do you want a fresh one?

22 MR. PALMER: No, this right here.

23 [REDACTED] Now what we wanted do, if you
24 could, Gene, take this time before we go to
25 other topics and kind of draw a diagram of where

1 you put those pictures of the artwork near you
2 house. That would be helpful for us.

3 MR. PALMER: Okay. When you go down [REDACTED]
4 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] is going--
5 this is north, south, east, west.

6 [REDACTED] [REDACTED] Yeah just put a little label
7 on the roads so we can--

8 MR. PALMER: [REDACTED] [REDACTED] Road. And it will
9 be basically 10 feet, 15 feet maybe.

10 [REDACTED] [REDACTED] So when you're going down the
11 street it's on the left-hand side?

12 MR. PALMER: Yes. The left--the east side,
13 yes.

14 [REDACTED] [REDACTED] The east side.

15 MR. PALMER: Yes.

16 [REDACTED] [REDACTED] And you mentioned there's a
17 tree--there's a downed tree or a fall tree?

18 MR. PALMER: A birch tree chunk.

19 [REDACTED] [REDACTED] I'm downstate so you have to--
20 -I'm not a wood--

21 MR. PALMER: A white--

22 [REDACTED] [REDACTED] [interposing] A white tree.

23 MR. PALMER: A white birch.

24 [REDACTED] [REDACTED] Got you.

25 MR. PALMER: And I believe it was only like

1 this long but--

2 [REDACTED] [REDACTED] [interposing] It was on--

3 MR. PALMER: possibly longer.

4 [REDACTED] [REDACTED] -- the ground like a log?

5 MR. PALMER: Yeah.

6 [REDACTED] [REDACTED] Like a log, okay.

7 MR. PALMER: And that should only be just a
8 little ways from the road.

9 [REDACTED] [REDACTED] So how far off the road?

10 MR. PALMER: I'm going to say--well 20 feet,
11 15 feet. Not much more than that I'd say.

12 [REDACTED] [REDACTED] So when you go off the road
13 is there a path near that?

14 MR. PALMER: No.

15 [REDACTED] [REDACTED] You just ran into the woods?

16 MR. PALMER: Yeah.

17 [REDACTED] [REDACTED] Okay. And then--okay. Did
18 you go by it on the right side or it was on your
19 left? Or this on the right side, do you recall?

20 MR. PALMER: Okay so the truck is facing
21 this way.

22 [REDACTED] [REDACTED] Yep.

23 MR. PALMER: And I got out of the driver's
24 side. Ran across the road and put it down. And
25 then covered it with leaves.

1 [REDACTED] Covered it with leaves.

2 MR. PALMER: Yeah.

3 [REDACTED] Okay.

4 MR. PALMER: Just leaves.

5 [REDACTED] Okay.

6 [REDACTED] All right, we'll take that
7 thank you.

8 MR. PALMER: Thank you.

9 [REDACTED] Was anybody with you?

10 MR. PALMER: No, no.

11 [REDACTED] Okay. Can we get back just
12 right where we were at? I said before we go any
13 further--

14 [REDACTED] Yeah.

15 [REDACTED] And that's when you wanted to
16 stop and then you can talk so.

17 [REDACTED] Oh yeah. I just wanted to
18 make sure that he was--I think that he was
19 getting tripped up and I just wanted to talk to
20 him.

21 [REDACTED] Well as far as tripped up, I
22 mean we're not in here to deceive anybody.

23 [REDACTED] Yeah, no--

24 [crosstalk]

25 [REDACTED] -- I have the upmost respect

1 here, I just wanted--

2 [REDACTED] [REDACTED] [interposing] And I do you.
3 I appreciate both of you being here. As far as
4 anything else that you came here to disclose,
5 because these conversations do get a little
6 convoluted, I mean we go on and on. And I am a
7 very curious individual about detail. And
8 that's why I was asking about the package, did
9 she hand you the package, what was in the
10 package. And you too, I can see you visualize,
11 you got the colors, it was a woven bag, the
12 weave they used in the tailor shop. Is there
13 anything else that you came here to disclose?
14 Because originally you came to disclose stuff.

15 [REDACTED] [REDACTED] Yeah. What we were talking
16 about.

17 MR. PALMER: Yes. I know these are employee
18 infractions on my behalf--

19 [REDACTED] [REDACTED] [interposing] I'm not here
20 for that. Not to interrupt you but we're not
21 here for that.

22 MR. PALMER: No, but I want you to know
23 about these things too, because he had asked me
24 for paint too, a long time ago. I don't know
25 the time frame. I can come up with maybe--I

1 don't know the exact time frame. But he
2 wanted me to purchase white paint for him, if I
3 could get a hold of white paint for him. And I
4 brought I believe two tubes of white paint and
5 some paint brushes into the facility. And
6 that'll be an infraction in the employee manual.
7 That's--

8 [REDACTED] When did you buy it?

9 MR. PALMER: Well I don't know. I think I--
10 it'll be on my debit card.

11 [REDACTED] But ballpark-ish.

12 MR. PALMER: I'd have to say--oh Jesus. A
13 year ago--

14 [REDACTED] Okay.

15 MR. PALMER: -- maybe. Yes in that. But
16 the date should reflect on the transaction, the
17 accurate date of this. And I know I wasn't
18 supposed to do that.

19 [REDACTED] Anything else along these
20 infractions sort of mode that we're talking
21 about?

22 MR. PALMER: No, that's it right there.

23 [REDACTED] That's it right there. So
24 that's all you brought him was the paintings--

25 MR. PALMER: Paints.

1 [REDACTED] [REDACTED] Paints.

2 MR. PALMER: Two tubes of white paint.

3 [REDACTED] [REDACTED] Paints for pictures so he
4 could make a painting.

5 MR. PALMER: Yes.

6 [REDACTED] [REDACTED] Anything else you could think
7 of?

8 MR. PALMER: Oh no, there isn't.

9 [REDACTED] [REDACTED] Even the smallest detail
10 might be helpful to us.

11 MR. PALMER: No, those are the only things I
12 brought in the facility.

13 [REDACTED] [REDACTED] Are there any other paintings
14 at your [REDACTED] [REDACTED], because I know you were
15 concerned about going over to see your [REDACTED]
16 Were there any paintings--

17 MR. PALMER: Oh no, there's nothing over
18 there.

19 [REDACTED] [REDACTED] Okay.

20 MR. PALMER: No, she's not--

21 [REDACTED] [REDACTED] So I just wanted to ask you
22 again, it may be able to jog your memory. So
23 going through categories of items, like food--
24 you never brought any food items?

25 MR. PALMER: Oh no, no. Just the paint and

1 the--

2 [REDACTED] [REDACTED] [interposing] Just the paint.

3 MR. PALMER: -- paint brushes.

4 [REDACTED] [REDACTED] And the pictures.

5 MR. PALMER: The photographs, yeah.

6 [REDACTED] [REDACTED] What about any electronics?

7 MR. PALMER: Oh no.

8 [REDACTED] [REDACTED] Cell phones?

9 MR. PALMER: Oh no, never.

10 [REDACTED] [REDACTED] Money, cash?

11 MR. PALMER: Oh no.

12 [REDACTED] [REDACTED] Gift cards?

13 MR. PALMER: No.

14 [REDACTED] [REDACTED] Debit cards?

15 MR. PALMER: No.

16 [REDACTED] [REDACTED] Telephone cards?

17 MR. PALMER: No.

18 [REDACTED] [REDACTED] Okay. Nothing else?

19 MR. PALMER: Nothing else.

20 [REDACTED] [REDACTED] No other commodity that you
21 ever--that you can think of?

22 MR. PALMER: No, not that I--no.

23 [REDACTED] [REDACTED] What did you do for him?

24 Whether it was an infraction or not? Just out

25 of curiosity. Because over a three year period,

1 it takes about three months for a painting,
2 over a three year period--and you know him six
3 years is that correct?

4 MR. PALMER: Well I had this job for eight
5 years. So I think he might have been on the
6 block seven of those years.

7 [REDACTED] Seven, okay. Six, seven
8 years.

9 MR. PALMER: Yeah.

10 [REDACTED] So almost have of the time
11 he's intrigued now--I'm intrigued by it too
12 because I can't make a stick figure drawing.
13 Okay? And I've always been - -. He's been
14 showing his appreciation for the way he's
15 treated in the block a large part with paintings
16 because that's his skill.

17 MR. PALMER: Yes.

18 [REDACTED] All right. What has he asked
19 you or what leeway has he asked from over that
20 time period. And again we're not ISO, we're
21 not.

22 MR. PALMER: He just wanted--he liked paint.
23 Which was called zinc or titanium maybe.

24 [REDACTED] And is that what you bought
25 him, the zinc or titanium?

1 MR. PALMER: Yes.

2 [REDACTED] And where did you get that?

3 MR. PALMER: Michael's.

4 [REDACTED] Michael's. Which store?

5 MR. PALMER: Um--

6 [REDACTED] Which one?

7 MR. PALMER: Up by the mall there?

8 [REDACTED] Consumer's Square.

9 MR. PALMER: Yeah Consumer's Square.

10 [REDACTED] Here in Plattsburgh?

11 MR. PALMER: Yes.

12 [REDACTED] Yes.

13 [REDACTED] I'm glad you interjected.

14 Because - -. Thank you.

15 [REDACTED] I know what you're asking--
16 looking for.

17 [REDACTED] So going back to the pictures
18 and the paint. Is it accurate that he did a
19 favor for you and then you would do favors so
20 you could--because he was your guy to sort of
21 keep the peace?

22 MR. PALMER: Yeah.

23 [REDACTED] Is that an accurate statement?

24 MR. PALMER: That is accurate. That's the
25 same thing as the TV program.

1 ████████████████████ Right, okay.

2 MR. PALMER: That's how this was working
3 only that he--and I had given him a TV too I
4 believe with a permit also.

5 ████████████████████ And in retrospect you said you,
6 you know, you realized this and you said you
7 were conned.

8 MR. PALMER: Yeah. One other thing here--

9 ████████████████████ Let me just keep on that train
10 of thought. Is that all accurate?

11 MR. PALMER: Yes.

12 ████████████████████ Okay.

13 MR. PALMER: And one other thing that
14 happened by the way. She had called me into the
15 shop, not that I recall--

16 ████████████████████ Tillie?

17 MR. PALMER: Yeah, Tillie. And she said--
18 and that would have been noon chow too when she
19 did that. And she had a timer, a clock. She
20 goes--and this is the first thing that when she
21 first asked me to bring something back to him of
22 the two times. And that was a big clock. And
23 she said his eyesight is poor. Something about
24 that. But it had an alarm on it. I said he
25 couldn't have an alarm so I threw that away. I

1 didn't let him have that.

2 [REDACTED] [REDACTED] And why can't he have the
3 alarm?

4 MR. PALMER: Because then what you can do
5 there is then you can set your rounds, like if
6 you're clocking the officers and then you can
7 mathematically tie in when he's coming back
8 around possibly.

9 [REDACTED] [REDACTED] When did she ask that?

10 MR. PALMER: Now that would have been maybe
11 four months before the hamburger.

12 [REDACTED] [REDACTED] I'm sorry. What is wrong
13 with this woman?

14 [REDACTED] [REDACTED] I haven't met her. I have no
15 idea.

16 [REDACTED] [REDACTED] - -.

17 MR. PALMER: Well they were advised. There
18 were other staff members that advised them not
19 to hire her. And then you had that IG
20 investigation too.

21 [REDACTED] [REDACTED] Yeah, we're going to circle
22 back to that. That will take a long time to
23 explain. But we're just going to try to stay--I
24 just want to cover things that Tillie might have
25 asked you to do I guess, like the clock and then

1 the hamburger, and then anything that--any
2 infractions that you might of--maybe or may not
3 be an infraction that you took into the jail.
4 Did she ever ask you to move anything else
5 besides the clock and then the paint and the
6 hamburger meat?

7 MR. PALMER: No.

8 [REDACTED] Are you sure?

9 MR. PALMER: - - those are the only things
10 that come to mind.

11 [REDACTED] Did she ever ask you to move
12 steak, like a steak?

13 MR. PALMER: Oh no.

14 [REDACTED] Never?

15 MR. PALMER: No.

16 [REDACTED] You're positive about that?

17 MR. PALMER: The hamburger was--

18 [REDACTED] That would ring a bell?

19 MR. PALMER: The hamburger was the first
20 thing that--because the clock I can deal with a
21 clock. But the hamburger thing that--that--you
22 know I thought you're bringing stuff in.

23 [REDACTED] Okay. What about like you
24 yourself, did you ever bring something de
25 minimis like cookies or steaks yourself?

1 MR. PALMER: No.

2 [REDACTED] No steaks?

3 MR. PALMER: No.

4 [REDACTED] Okay. Never did that.

5 MR. PALMER: Wait a minute, hold on here. I
6 gave him a part of my lunch that was a steak.

7 Part of my steak that I had for my lunch.

8 [REDACTED] All right why don't you
9 explain that?

10 MR. PALMER: I had a steak that I had
11 brought in that I had eaten. And then there was
12 a little bit left over and I had given him that.

13 [REDACTED] And where were you when that
14 happened?

15 MR. PALMER: Right on the gallery.

16 [REDACTED] In the gallery?

17 MR. PALMER: Yes.

18 [REDACTED] Okay.

19 MR. PALMER: Yes.

20 [REDACTED] So would you typically do
21 that sometimes? Would you give him some of your
22 food that you didn't finish--

23 [crosstalk]

24 MR. PALMER: Oh no, that was the only time I
25 did that.

1 [REDACTED] The only time.

2 [REDACTED] You didn't tell me about this
3 yesterday. So this is the first time I'm
4 hearing this. What else did you tell me--I do
5 remember you telling me that officers would give
6 Richard or any of the other people on the cell
7 block. And if I'm out of bounds--

8 [REDACTED] No, feel free.

9 [crosstalk]

10 MR. PALMER: What would happened there as he
11 said is that we'd cook up in the block and then
12 if there was food left over you would have the
13 porter come in and he'd clean up and he'd take
14 that food. Or/and an officer would feed him and
15 - - lunch or whatever--I suspect that would take
16 place too, that they would--here you go.

17 [REDACTED] That's understandable to not
18 waste it if someone's helping you.

19 MR. PALMER: Yes.

20 [REDACTED] Okay. I mean--I don't--and
21 look we're just all being cranky. I don't
22 believe you suspect anything. You know. You--
23 just like I am when I go in an area, I know what
24 I'm doing. You're that same type of
25 personality, we're not far apart. Okay? And

1 that's fine. Because it's just--what may be
2 little to you--

3 MR. PALMER: Is going to be big.

4 ████████████████████ And again as far as protocol,
5 protocol is insignificant to us as far as what
6 violations may or may not have been violated. I
7 do not care, he's with the FBI and you know who
8 I'm with. Okay? But what would be
9 insignificant to you may be significant to us as
10 far as - -. And I don't want there to be a lack
11 of communication just because you think or you
12 don't think--it's irrelevant or it's relevant
13 and you want to waste our time or not waste our
14 time. Like before when I just asked you, and I
15 don't mean to be rude, I redirected you back to
16 the steak. It wasn't to be rude. But what you
17 were talking about was irrelevant to the
18 conversation we're having. And occasionally
19 I'll do that. It's not to piss you off, it's
20 just for brevity sake so we can get to the
21 important stuff. But any details you have
22 whether you think they're relevant or not
23 relevant, may be relevant to us. So please--and
24 I'm glad you brought it up. Thank you so much.

25 ████████████████████ Yeah, no problem.

1 [REDACTED] - -. Okay? Because it may
2 clarify different things we're hearing. And
3 like I said everybody has something to say. And
4 usually - - you know as good as anybody. You
5 have A, B, C, D, okay, and right here in the
6 middle is usually the truth. And that's just
7 what we're trying to get to.

8 MR. PALMER: I understand.

9 [REDACTED] And that'll precede us and
10 let us move on.

11 MR. PALMER: I understand.

12 [REDACTED] We do have some background
13 information we need done. Okay? On different
14 topics we'd like to ask you. Okay? We're going
15 to go through that. All right before we do, I
16 just want to get back to--we left off before the
17 break that she actually put the stuff in the
18 freezer and I believe I asked you where it was
19 and you didn't recall exactly where it was in
20 the freezer.

21 MR. PALMER: I know it was in the freezer
22 but as in what part of the shelf--

23 [REDACTED] [interposing] And that's
24 fine. If you don't recall--

25 MR. PALMER: No I don't.

1 [REDACTED] -- like [REDACTED] has said
2 throughout this interview, we don't want your
3 best thought--if you don't recall, you don't
4 recall. That's good. Okay? I appreciate that.
5 That's a very honest answer. What happened
6 next, you're at the freezer?

7 MR. PALMER: Oh I took it out and looked in
8 the bag and the hamburger was in the bag and off
9 I went. I didn't go through the bag again.

10 [REDACTED] Now you said the hamburger
11 itself. You said it was frozen.

12 MR. PALMER: Yes.

13 [REDACTED] And it was packaged. Explain
14 that packaging to me one more time.

15 MR. PALMER: That was one thing that kind of
16 threw me off was I didn't see a sale thing on
17 it. You know where--

18 [REDACTED] Mm-hmm.

19 MR. PALMER: -- the sticker is that says--

20 [REDACTED] Sure.

21 MR. PALMER: That wasn't on it.

22 [REDACTED] Okay.

23 MR. PALMER: That wasn't on it.

24 [REDACTED] So how was it wrapped?

25 MR. PALMER: In cellophane.

1 [REDACTED] But I mean how was it
2 wrapped? Was it professionally wrapped or did
3 it look I wrapped it in my kitchen?

4 MR. PALMER: We can go that route, wrapped
5 in your kitchen. That is correct.

6 [REDACTED] It looked more like it was
7 rewrapped?

8 MR. PALMER: Rewrapped, yes.

9 [REDACTED] Now I'm not putting words in
10 your mouth.

11 MR. PALMER: No, but that's an accurate--

12 [REDACTED] That's an accurate--

13 MR. PALMER: -- description, yes it is.

14 [REDACTED] Okay. All right so it looks
15 like it's rewrapped. And did you take the meat
16 out and feel it?

17 MR. PALMER: I think I might have picked it
18 up.

19 [REDACTED] But that you have to try to
20 remember.

21 MR. PALMER: I don't--

22 [REDACTED] How did you know it was
23 frozen? Obviously it was in the freezer.

24 MR. PALMER: Yeah because it was solid.

25 [crosstalk]

1 MR. PALMER: It had frost on it too.

2 [REDACTED] It had frost.

3 MR. PALMER: Yeah.

4 [REDACTED] No I just want to know if you
5 grabbed it out of the bag or not.

6 MR. PALMER: I may have. I don't remember
7 if I had.

8 [REDACTED] Okay.

9 MR. PALMER: But I wouldn't, I don't know if
10 I had or not.

11 [REDACTED] All right. Did you take a
12 good look at it?

13 MR. PALMER: I didn't flip it over, I just
14 remember--yes I would have had grabbed it
15 because that's how I would have known that two
16 tubes of paint were in the bottom the second
17 time. Because the first time she showed it to
18 me I said don't be doing that. So when I did--
19 yes, now thinking back I would have picked it up
20 and I saw the two tubes in there.

21 [REDACTED] Well I'm just thinking like I
22 think and that's why--I'm not you, I want to
23 ask. But I would have--if I didn't see that
24 stamp, the for sale, I would have said oh is it
25 on the other side and I would have turned it

1 over and I would have checked to make sure a
2 for sale stamp wasn't on it.

3 MR. PALMER: Yes.

4 [REDACTED] All right. So that's why I
5 was asking whether or not you picked it up.
6 When you picked it up did you notice anything
7 about that mean?

8 MR. PALMER: No. Just that it was solid.

9 [REDACTED] It was solid.

10 MR. PALMER: It was like this thick.

11 [REDACTED] Like that thick.

12 MR. PALMER: Yeah.

13 [REDACTED] Now was how big was it? Was
14 it--

15 MR. PALMER: It would be about like that?

16 [REDACTED] -- rounded or oval?

17 MR. PALMER: No, it would be rectangle.

18 [REDACTED] Okay.

19 MR. PALMER: Rectangular.

20 [REDACTED] It was rectangular.

21 MR. PALMER: Yes.

22 [REDACTED] Okay. It was - - so it would
23 fit right through the - -.

24 MR. PALMER: Yeah, it barely fit through the
25 bars.

1 [REDACTED] [REDACTED] So it wasn't shaped like
2 you usually get at a Stop-n-Shop or--

3 MR. PALMER: I know it was because it came
4 in Styrofoam--it was in a Styrofoam--

5 [REDACTED] [REDACTED] You guys aren't from--I'm not
6 saying--

7 [crosstalk]

8 [REDACTED] [REDACTED] No--

9 [REDACTED] [REDACTED] But a lot of people butcher
10 their own animals up here, and I'm not saying
11 this is what happened either, but I think
12 sometimes people pack their own meat. They
13 butcher their own cows. And I don't know if
14 that's what you're trying to say and maybe it
15 wasn't bought from the store, maybe she--I'll
16 just leave it at that. You can get meat in
17 other ways - - a supermarket in this area.

18 [REDACTED] [REDACTED] Sure. Well no, the reason I
19 asked is because he mentioned the stamp.

20 [REDACTED] [REDACTED] Yes.

21 [REDACTED] [REDACTED] No, we - -. I'm an upstate
22 boy now. Not as good as you guys because I
23 couldn't - -.

24 [crosstalk]

25 [REDACTED] [REDACTED] But--the Styrofoam what color

1 was that?

2 MR. PALMER: It would be white.

3 [REDACTED] It was white.

4 MR. PALMER: Yeah I recall that being white.

5 [REDACTED] So then what do you do?

6 You're at the freezer, you look, you pick the
7 meat, you take the meat out of there or you
8 leave it in the bag and you turn it around, you
9 can't remember whatever the case. You put it
10 back. You felt the other thing because you said
11 it felt squishy like nothing was in there
12 before. Right? The little green bag, cloth
13 bag.

14 MR. PALMER: Well the second time--actually
15 I never ever looked in that green bag.

16 [REDACTED] Okay.

17 MR. PALMER: It was just rolled up. But I
18 never did look in the bag.

19 [REDACTED] But didn't you say the first
20 time you grabbed it?

21 MR. PALMER: No. When she opened the bag
22 and I could see the paint and I could see the
23 hamburger and there was material in the bag I
24 recall. And then when I went to get the
25 hamburger I'd open about--and the hamburger was

1 right there on the top. And I just walked
2 out. I think the paint--I could see the paint.
3 And then I saw the green bag in it but I didn't
4 think nothing of that.

5 [REDACTED] All right.

6 MR. PALMER: I didn't think nothing of that.

7 [REDACTED] All right maybe I
8 misunderstood. I thought you said you grabbed
9 it.

10 MR. PALMER: I could have. I--

11 [REDACTED] - - that you remember.

12 [crosstalk]

13 [REDACTED] I can't remember either way.

14 [REDACTED] All right whatever the case.

15 Okay so - - are in there, you grab the bag and
16 what happens next?

17 MR. PALMER: Then I came out of Tailor 1 and
18 walked back through. And I believe I did go
19 through B Block--

20 [crosstalk]

21 MR. PALMER: That I'm not confident of, that
22 path that I took. I could have gone through A
23 Block but I don't recall that.

24 [REDACTED] I thought you said it was B
25 because it's the shortest.

1 MR. PALMER: Well no, [REDACTED]

[REDACTED]

[REDACTED] Okay.

4 MR. PALMER: [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

7 [REDACTED] Okay. And who was working?

8 When you went through B Block who was - - on

9 duty there?

10 MR. PALMER: Oh that I couldn't--well now on

11 the weekend it would be--

12 [REDACTED] [interposing] No, that day--

13 that exact day.

14 MR. PALMER: On Saturday.

15 [REDACTED] The day--yeah Saturday the

16 day you were--

17 MR. PALMER: [REDACTED] [REDACTED] [REDACTED].

18 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

19 MR. PALMER: No.

20 [REDACTED] All right.

21 MR. PALMER: No.

22 [REDACTED] So now you go into--you go

23 through B Block right?

24 MR. PALMER: I believe that's the route I

25 may have taken. It's either that or A or B but

1 either way I'm carrying it back over. That's-
2 -

3 [REDACTED] Okay.

4 MR. PALMER: -- the bottom line here.

5 [REDACTED] So you track--look, no
6 finality. I don't like that--

7 [crosstalk]

8 [REDACTED] -- very nervous.

9 [REDACTED] Okay. They probably--

10 [crosstalk]

11 [REDACTED] No, this is the best way to
12 move forward.

13 [crosstalk]

14 [REDACTED] Yeah we appreciate it.

15 MR. PALMER: - -.

16 [REDACTED] Not only nervous, he's upset.

17 MR. PALMER: Now looking back, like I said
18 when you play the movie backwards. I'm not so
19 surprised that I didn't - - that stuff.

20 [REDACTED] That you didn't want?

21 MR. PALMER: That I didn't--that whatever
22 items, contraband was frozen in that hamburger.

23 [REDACTED] How do you know there was
24 anything frozen?

25 MR. PALMER: I don't. But now when I look

1 back and they talked about a hole punch and
2 the blades--I don't know. Either--because
3 there's three ways this could have happened.
4 Because the convict brought it back during noon
5 chow. He would have had to hand it to an inmate
6 - - line and that guy would have brought it back
7 to the block too. So you don't know - - looked
8 into that. So that would have--a third party
9 would have been exposed. And the other way was
10 by me bringing it back frozen in the hamburger.

11 [REDACTED] But--so I'm doing my job
12 appropriately. You're not saying that you knew
13 for a fact that it was in there?

14 MR. PALMER: No, I didn't. That I didn't
15 know.

16 [REDACTED] Look you had a suspicion that
17 something was wrong.

18 MR. PALMER: Was wrong, yes I did.

19 [REDACTED] And I gather - - that you
20 gave him the product, that you were told to
21 bring the bag, okay, from Joyce. But what did
22 you tell me you said? Do you remember?

23 MR. PALMER: To the convict?

24 [REDACTED] Yeah.

25 MR. PALMER: I said take this and get rid of

1 it, I don't want to know nothing about it.

2 ██████████ Okay.

3 MR. PALMER: I don't want to know nothing
4 about it.

5 ██████████ So you were very
6 uncomfortable with it.

7 MR. PALMER: Well now I am because I know
8 that I'm--

9 ██████████ [interposing] And that's--
10 well hindsight's always 20/20. I'd be a rich
11 man right now - -. Okay. With that being said
12 let's go back to the clock. Go off that and go
13 back to the clock four months earlier. You take
14 the alarm off of that?

15 MR. PALMER: No, I threw it away.

16 ██████████ You threw--

17 MR. PALMER: Yeah, in the garbage can.

18 ██████████ The alarm?

19 MR. PALMER: Yes.

20 ██████████ The alarm or the entire
21 clock?

22 MR. PALMER: The whole clock.

23 ██████████ The whole clock. Oh so you
24 never gave him the clock?

25 MR. PALMER: No. He knew--he knew--I should

1 him the clock and I said you can't have the
2 clock.

3 [REDACTED] Okay.

4 MR. PALMER: It's got an alarm on it.

5 [REDACTED] I was under the assumption
6 that you--I misunderstood your prior--

7 [crosstalk]

8 [REDACTED] So you throw that away
9 because you knew he couldn't have it.

10 MR. PALMER: Yes.

11 [REDACTED] You know he can't have these
12 items. You know he can't have a pound of
13 burger.

14 MR. PALMER: Yeah.

15 [REDACTED] Is it roughly a pound--

16 MR. PALMER: Yes.

17 [REDACTED] -- are you saying roughly a
18 pound was your explanation?

19 MR. PALMER: Well yeah, whatever how much
20 that weighs out.

21 [REDACTED] Yeah that--

22 MR. PALMER: Yes I did know that.

23 [REDACTED] Okay. And you're
24 uncomfortable with it.

25 MR. PALMER: Yes--

1 [REDACTED] And you don't throw it
2 away.

3 MR. PALMER: -- I should have.

4 [REDACTED] My big question is why?

5 MR. PALMER: Because she wanted me to bring
6 it back to him because--

7 [REDACTED] [interposing] Well she wanted
8 you to bring the clock too but you didn't listen
9 to her then.

10 MR. PALMER: Yeah. No I didn't.

11 [REDACTED] Why not?

12 MR. PALMER: I knew the clock had an alarm
13 in it and I knew he couldn't have that. But I
14 assumed that the hamburger was just to eat.

15 [REDACTED] And the big problem I have
16 with that, all right, and I do have a problem--
17 we're all adults here.

18 MR. PALMER: Yeah.

19 [REDACTED] I don't skirt around. So you
20 should relax with me. Okay? I come straight,
21 I'm sure you all know that by now. So does [REDACTED].
22 You know that I don't care how you wire up a
23 cell, I know this and I'm not a corrections
24 officer, I don't have your expertise. No matter
25 how you wire up a cell, short of a four burner,

1 okay, over--double oven, you're not cooking
2 that much beef. You're not. The beef - -.

3 MR. PALMER: He was--from my understanding
4 he was going to probably cook it up for him and
5 Sweat, that's what they were going to do.

6 [REDACTED] [REDACTED] You're talking about a--
7 you're talking about to me a pound--or roughly.
8 Let's go off size. You're talking about 12 to 5
9 inches.

10 MR. PALMER: Yeah.

11 [REDACTED] [REDACTED] 2 inches, is that fair?

12 MR. PALMER: That's fair yes.

13 [REDACTED] [REDACTED] Of meat.

14 MR. PALMER: Yes.

15 [REDACTED] [REDACTED] Okay. That they're going to
16 cook in their cells and then share between two
17 guys that conveniently is big enough to cause
18 concern.

19 MR. PALMER: Yeah.

20 [REDACTED] [REDACTED] I'm not saying you knew
21 what's in it. But it's convenient enough to
22 cause concern.

23 MR. PALMER: Yes.

24 [REDACTED] [REDACTED] Okay. Now the problem we're
25 running into is your judgment and your

1 intelligence. You're an intelligent person
2 that had good judgment four months earlier to
3 throw a clock away. And that's why I asked you
4 if you put it through the metal detector.

5 MR. PALMER: No I did not.

6 [REDACTED] No, I know but that's why I
7 asked you if you put it through the metal
8 detector because that would have solved so many
9 problems.

10 MR. PALMER: It would have.

11 [REDACTED] Forget about charcoal, forget
12 about sneaking somebody a burger. But now I'm
13 talking about you being suspicious enough, which
14 is a good catch because I'll tell you me and a
15 clock that wouldn't bother me at all. Because
16 again I don't have your expertise, I don't know
17 your job. For me even without a hindsight, I
18 mean it's almost like out of a movie.

19 MR. PALMER: Yes.

20 [REDACTED] Okay. All of a sudden a
21 pound--what the heck is this guy going to do
22 with that much beef before it goes bad. - -.

23 [crosstalk]

24 [REDACTED] You know? Well you know what
25 that's a possibility. And I hate Hollywood and

1 I hate the way they portray people. And
2 believe it or not because of my job, and I'm
3 sure your job, we both have had people we know
4 that have been put in light--not the best light
5 in the movie.

6 [REDACTED] [REDACTED] Yes.

7 [REDACTED] [REDACTED] Okay. So again making things
8 right in so many ways is so important now. The
9 only way we can do that is by being 100 percent
10 honest.

11 MR. PALMER: I am honest.

12 [REDACTED] [REDACTED] I'm not trying to - -.
13 Again, I got to question you.

14 [REDACTED] [REDACTED] I'm texting - -.

15 [REDACTED] [REDACTED] No, again I have to question
16 you on that. I like you, okay, from what I know
17 about you. You're a gentleman, you take pride
18 in your work and I like those things. I also
19 know people that have problems in life and life
20 isn't perfect and pressure ensued. It happens
21 to me, it happens to [REDACTED], and not to speak for
22 you [REDACTED], it happens to everybody. To what
23 degree the world caves in around him and at what
24 time that the world is caving in that
25 coincidentally misfortune comes in. this

1 misfortune being Matt and his coercion. Okay?
2 His conning ability. Comes in to - -. Well
3 that's different for everybody. All right? But
4 again, you have a suspicion something wasn't
5 right because you're very uncomfortable about
6 it.

7 MR. PALMER: I knew that that label wasn't
8 on it but she wanted me to bring it back and
9 give it to him. So I did.

10 [REDACTED] Why didn't you go through the
11 metal detector with it? I'm just curious, just
12 my own curiosity.

13 MR. PALMER: I just didn't just give it any
14 thought. I didn't ever think they'd be
15 anything--

16 [REDACTED] [interposing] I mean that
17 would be the best way to know it's going to be
18 nothing but meat and just--

19 MR. PALMER: I never gave that no thought to
20 look at it that way.

21 [REDACTED] What did he say when you gave
22 it to him?

23 MR. PALMER: He said they were going to cook
24 it up. I said get rid of it, I don't want to
25 know nothing about it.

1 [REDACTED] And what did he say then?

2 MR. PALMER: He probably thanked me--
3 probably.

4 [REDACTED] Not probably. Did he say
5 anything to you?

6 MR. PALMER: That--no.

7 [REDACTED] Yeah if you don't recall just
8 don't say probably. You know we're trying to
9 ask questions to trigger your memory. If it
10 doesn't do it, you know--

11 MR. PALMER: No, I don't recall.

12 [REDACTED] -- just think about it and let
13 us know.

14 [REDACTED] Okay. I'm--I don't want it
15 to turn into one of those sessions. I do have a
16 little problem with your answers on that.

17 [crosstalk]

18 [REDACTED] Let's get past that because
19 I'm too old, I'm 46 years old. I've been doing
20 this 21 years and that's okay. Nothing else up
21 to that point do I have much of a problem at
22 all. I think you've been forthcoming.

23 [crosstalk]

24 MR. PALMER: -- a problem?

25 [REDACTED] I don't think you're being

1 forthcoming. But I'm--

2 MR. PALMER: But I am.

3 [REDACTED] Is there anything that you're
4 not telling them right now. Because I can --,
5 you need to tell them everything that you know
6 about the --.

7 MR. PALMER: That's when he did offer me
8 that. He goes if I wanted to eat the meal.

9 [REDACTED] After he cooked it?

10 MR. PALMER: Yeah.

11 [REDACTED] Did he say anything else?
12 I'm not saying I know anything else. I want--if
13 there's anything that you're not telling me, you
14 need to tell everything.

15 MR. PALMER: No, I've told you everything.

16 [REDACTED] He never said anything else
17 to you?

18 MR. PALMER: No, he asked about the meat,
19 cooking up the meat. If I wanted to have a meal
20 with him.

21 [REDACTED] Okay.

22 MR. PALMER: And he did give me the meal as
23 a matter of fact now that I look at that.

24 [REDACTED] You had a--what do you mean?

25 MR. PALMER: No, he did cook it up.

1 [REDACTED] He did?

2 MR. PALMER: Yeah.

3 [REDACTED] That day?

4 [REDACTED] How did he cook all that
5 meat?

6 MR. PALMER: Well he would have cooked it on
7 his--like we talked about the - -.

8 [REDACTED] Mm-hmm.

9 MR. PALMER: Yeah.

10 [REDACTED] He would have or he did?

11 MR. PALMER: He did. He would have--that's
12 the only way you can cook that. That's the only
13 way you can cook that in the jail.

14 [REDACTED] So you ate the burger--the
15 meat with him? Was it a hamburger or some
16 other--was it a soup or--

17 [REDACTED] Were you watching him cook?

18 [REDACTED] -- chili?

19 MR. PALMER: No, I didn't watch him cook.
20 No, he opened up the tray and there was
21 macaroni. It was with macaroni a matter of fact
22 and tomatoes.

23 [REDACTED] All mixed together?

24 MR. PALMER: Yes.

25 [REDACTED] Where did he get the macaroni

1 and tomatoes?

2 MR. PALMER: What's that?

3 [REDACTED] [REDACTED] Where did he get the macaroni
4 and tomatoes?

5 MR. PALMER: You can get that out of the
6 commissary.

7 [REDACTED] [REDACTED] So he had that in his cell?

8 MR. PALMER: Yeah, yeah.

9 [REDACTED] [REDACTED] Okay. When did he give you
10 this meal? In relation to you--nobody's
11 checking their watches, in relation to you
12 giving him the meat, when did he give you the
13 meal?

14 MR. PALMER: It would have had to been
15 Sunday. Because I gave it to him Saturday, he
16 would have cooked it Sunday. And he gave me a
17 tray.

18 [REDACTED] [REDACTED] Mm-hmm.

19 MR. PALMER: He did give me a tray. He
20 asked me to come down and he goes do you want to
21 have some of this. And I said well you put it
22 together for me, go ahead. Just to be friendly
23 with him. Which he did do--which I did do.

24 [REDACTED] [REDACTED] Okay.

25 [REDACTED] [REDACTED] We can pivot off this for a

1 second.

2 [REDACTED] [REDACTED] Yeah, let's--I want to get
3 past.

4 [REDACTED] [REDACTED] Yeah.

5 [REDACTED] [REDACTED] I want to ask you some--

6 [crosstalk]

7 [REDACTED] [REDACTED] -- very specific questions.

8 And I apologize it will be very specific. We're
9 trying to look at all the dots and see if we
10 can, you know, help us capture the escapees.
11 But you initially said you burned some of the
12 paintings?

13 MR. PALMER: Yes.

14 [REDACTED] [REDACTED] And where did that take place?

15 MR. PALMER: That took place at that little
16 fireplace right there by the shed.

17 [REDACTED] [REDACTED] The fire pit with the circle of
18 rocks around it?

19 MR. PALMER: Yes.

20 [REDACTED] [REDACTED] When did you do that?

21 MR. PALMER: Well that would have been
22 several days afterwards. I don't know the
23 exact.

24 [REDACTED] [REDACTED] And do you remember how many
25 you burned?

1 MR. PALMER: Well there had to be a good
2 five or six. Five at least I think.

3 [REDACTED] [REDACTED] And did you use an accelerant
4 to get it going or--

5 MR. PALMER: [interposing] Gasoline.

6 [REDACTED] [REDACTED] Gasoline.

7 MR. PALMER: Gasoline I used that.

8 [REDACTED] [REDACTED] By themselves? Was it a wood
9 fire or just them and gasoline? Do you
10 remember?

11 MR. PALMER: It would be wood and gasoline,
12 yes.

13 [REDACTED] [REDACTED] I just want to ask you some
14 other--sort of several questions. Did you ever--
15 -you talked about not providing--you've never
16 provided anything else--

17 MR. PALMER: No I did not.

18 [REDACTED] [REDACTED] -- to Matt. And I specifically
19 want to ask--we talked about food and
20 electronics, not a cell phone at all?

21 MR. PALMER: No.

22 [REDACTED] [REDACTED] Never a cell phone?

23 MR. PALMER: No.

24 [REDACTED] [REDACTED] You're certain about that?

25 MR. PALMER: Yes I am certain about that.

1 ████████ ██████████ What about a guitar case or
2 a guitar?

3 MR. PALMER: No.

4 ████████ ██████████ You're certain about that?

5 MR. PALMER: Yes, I'm certain about that.
6 Which I do have guitar cases.

7 ████████ ██████████ You have them because you're in
8 a band right?

9 MR. PALMER: Yes I am.

10 ████████ ██████████ Okay.

11 MR. PALMER: See I'm perspiring now big
12 time.

13 ████████ ██████████ Yeah that's all right. It is
14 warm in here. I'm sweating myself. Do you want
15 a water?

16 ████████ ██████████ I'm getting more water.

17 ████████ ██████████ - -.

18 ████████ ██████████ It's a beautiful day out today,
19 isn't it gorgeous out.

20 ████████ ██████████ For a change.

21 ████████ ██████████ Nice. A lot of rain.

22 ████████ ██████████ Yep. I mean I had plants to
23 move--I tore up all my landscaping, I thought
24 they were going to drown - -.

25 ████████ ██████████ I like that one dog you had,

1 Gene, that Boxer.

2 MR. PALMER: Mm-hmm.

3 [REDACTED] [REDACTED] He's a nice dog. What's his
4 name again?

5 MR. PALMER: Captain.

6 [REDACTED] [REDACTED] Captain. Who'd you name him
7 after?

8 MR. PALMER: Well the [REDACTED] wanted it.

9 [REDACTED] [REDACTED] Oh nice.

10 [REDACTED] [REDACTED] - - an English Bulldog. - -
11 me every day. So are you stationed right here
12 in Plattsburgh or--?

13 [REDACTED] [REDACTED] I'm actually stationed down in
14 Albany FBI Office.

15 [REDACTED] [REDACTED] Do they have officers up
16 here?

17 [REDACTED] [REDACTED] Yeah, there's a small--several
18 agents up here in the City of Plattsburgh. A
19 small office. We have offices in Vermont and
20 Syracuse but they all fall under the FBI Albany.

21 [REDACTED] [REDACTED] Oh okay. So wait is he - -
22 FBI or is he--?

23 [REDACTED] [REDACTED] He's with the New York State
24 Police.

25 [REDACTED] [REDACTED] Okay. I had the roles

1 reversed. I thought you were--

2 [Background noise]

3 [REDACTED] [REDACTED] This is not my station. I
4 apologize. Is this okay? This is the best I
5 could get. I'm looking all around for the paper
6 towels - - wet.

7 [REDACTED] [REDACTED] So along the lines, Gene, of
8 other commodities, I just want to make sure we
9 cover it all very specifically.

10 MR. PALMER: Yes.

11 [REDACTED] [REDACTED] What about alcohol?

12 MR. PALMER: Oh no.

13 [REDACTED] [REDACTED] Never?

14 MR. PALMER: No.

15 [REDACTED] [REDACTED] You're sure about that?

16 MR. PALMER: Yes I am sure about that.

17 [REDACTED] [REDACTED] Cigarettes?

18 MR. PALMER: No.

19 [REDACTED] [REDACTED] Something as minor as
20 cigarettes?

21 MR. PALMER: Nope.

22 [REDACTED] [REDACTED] Are you sure about that?

23 MR. PALMER: Yes I am.

24 [REDACTED] [REDACTED] Last time we spoke about moving
25 out after - -. We're going to get to that later

1 though. I'm just going to put that back in
2 your mind there. We're going to talk about that
3 a little bit later. Now let's just go into the
4 catwalk area because I'm very interested in
5 that. And I'm not exactly sure how that works.
6 So did you ever in your--when you're assigned to
7 cellblock A did you ever store some contraband
8 back there for Matt or any personal items back
9 there for Matt?

10 MR. PALMER: No.

11 ████████████████ Are you sure about that? Did
12 you ever take anything out of his cell and put
13 them in that catwalk area?

14 MR. PALMER: Yes there was a time I did do
15 that.

16 ████████████████ Okay. Let's just go over that?

17 ████████████████ That was contraband.

18 MR. PALMER: It wouldn't be contraband--

19 ████████████████ [interposing] I'm not there
20 yet.

21 [crosstalk]

22 ████████████████ No, not just the contraband,
23 I'm just talking about anything, food--anything
24 at all. Any commodity.

25 MR. PALMER: No, it would have been paint.

1 ████████ ██████ Paint?

2 MR. PALMER: Yes, paint. That would have
3 been it, that was all.

4 ████████ ██████ Are you sure that was it?

5 MR. PALMER: Yes I am sure of that.

6 ████████ ██████ And why would you move the
7 paint there?

8 MR. PALMER: Because he probably wasn't
9 supposed to have that many paints in his cell.

10 ████████ ██████ Okay are you sure about that?

11 MR. PALMER: Yes I am.

12 ████████ ██████ Not probably, you're sure about
13 that?

14 MR. PALMER: Not probably but I believe
15 that's what--

16 ████████ ██████ [interposing] Okay. You
17 believe that's it.

18 MR. PALMER: Yes.

19 ████████ ██████ And when did you do that if you
20 recall?

21 MR. PALMER: That would have been back--well
22 that would have been back when they brought
23 those accusations against Sweat, that he was
24 having an affair with the lady.

25 ████████ ██████ But this is not--this is Matt.

1 No, I'm not talking about moving the
2 prisoners, I'm talking about moving the paint.

3 MR. PALMER: Yes, the paint. Yeah that's
4 when--

5 [REDACTED] [REDACTED] [interposing] So give me a
6 ballpark as far as years.

7 MR. PALMER: Oh it wouldn't have been years.
8 It would have been when they were investigating
9 Tillie for that--having an affair.

10 [REDACTED] [REDACTED] And when was that? We're going
11 to get to that too.

12 MR. PALMER: Well you'd have to--that would
13 be on record somewhere. That would be on record
14 somewhere. When that investigation was coming
15 down with Tillie and Sweat.

16 [REDACTED] [REDACTED] So is there anything that you
17 can tell me that would refresh your
18 recollection, that the time frame when you put
19 that paint back on the catwalk for Matt?

20 MR. PALMER: Oh that would have been--well
21 it's got to be--I'm thinking - - ago.

22 [REDACTED] [REDACTED] Okay fair enough. And does
23 that work?

24 MR. PALMER: You could tie it in with--how
25 does that work? You--

1 ████████ ██████████ [interposing] Let me ask you
2 this, so exactly how--tell me where you put it
3 exactly in the catwalk.

4 MR. PALMER: ██████████ ██████████ ██████████ ██████████ ██████████ ██████████
5 ██████████ ██████████

6 ████████ ██████████ Okay. So describe the area.
7 So you walk in, you're entering the catwalk.

8 MR. PALMER: ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

9 ████████ ██████████ [interposing] ██████████ ██████████ ██████████

10 ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

11 ██████████ ██████████

12 MR. PALMER: ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

13 ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

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18 ██████████ ██████████

19 MR. PALMER: ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

20 ████████ ██████████ So you're saying you opened the
21 door and went into the catwalk area?

22 MR. PALMER: Yes.

23 ████████ ██████████ And then stored it where?

24 MR. PALMER: ██████████ ██████████ ██████████.

25 ████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████?

1 MR. PALMER: [REDACTED].

2 [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

3 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED]

4 [REDACTED] [REDACTED] And I could be mistaken

5 because again I have not been in there. I guess

6 I should be asking [REDACTED] this, but aren't there

7 [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

8 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

9 [REDACTED] [REDACTED] [REDACTED]

10 [REDACTED] [REDACTED] Okay. So why would you put

11 it [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

12 MR. PALMER: It was the only place to put

13 it, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

14 [REDACTED] [REDACTED].

15 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

16 [REDACTED]

17 MR. PALMER: No.

18 [REDACTED] [REDACTED] Why not?

19 MR. PALMER: There's--I don't know if there

20 is [REDACTED] on that catwalk, there could be.

21 [REDACTED] [REDACTED] Okay. I didn't mean to

22 interrupt.

23 [REDACTED] [REDACTED] No, that's all right. These

24 are just general questions, not really in any

25 synchronized order. When we first met we talked

1 about you had a cell phone--you were on a
2 cell phone plan, is that correct? You had your
3 phone and a couple of others.

4 MR. PALMER: Oh Mary [REDACTED].

5 [REDACTED]: [REDACTED] [REDACTED] [REDACTED]?

6 MR. PALMER: [REDACTED] [REDACTED] [REDACTED].

7 [REDACTED]: So it's your phone, Mary's
8 phone [REDACTED] [REDACTED] [REDACTED] [REDACTED].

9 MR. PALMER: [REDACTED] [REDACTED].

10 [REDACTED]: [REDACTED] [REDACTED] [REDACTED]. That was
11 those three. Do you know the numbers of those
12 other two phones?

13 MR. PALMER: Yes. That's going to be--

14 [REDACTED] [REDACTED] [REDACTED]. And then Mary's number is
15 [REDACTED].

16 [REDACTED]: And what about--you play in a
17 band correct?

18 MR. PALMER: Yes.

19 [REDACTED]: And who runs or manages the
20 band?

21 MR. PALMER: [REDACTED] [REDACTED]

22 [REDACTED]: [REDACTED] [REDACTED] And where's [REDACTED]
23 from?

24 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED] -

25 -.

1 ████████ ██████████ Okay. And how long have you
2 known ██████████?

3 MR. PALMER: All of 15 years.

4 ████████ ██████████ 15 years. And just generally
5 sum up how often do you play, what type of music
6 do you play, what venues you play?

7 MR. PALMER: We play all kinds of music.
8 And we play the local bars.

9 ████████ ██████████ What's the name of your band?

10 MR. PALMER: Just Us.

11 ████████ ██████████ And what instrument do you
12 play?

13 MR. PALMER: Guitar.

14 ████████ ██████████ Okay. Does the bank--let me
15 just back up. Where do you do your banking?

16 MR. PALMER: ██████████ ██████████.

17 ████████ ██████████ Is that here locally?

18 MR. PALMER: Yes.

19 ████████ ██████████ Do you use any other banks?

20 MR. PALMER: No.

21 ████████ ██████████ And earlier you talked about
22 transferring money through the bank to maybe

23 ██

24 MR. PALMER: Yeah that would have been--that
25 wouldn't have been through the bank though

1 because I had to get the money in cash. For
2 some reason I thought we telegraphed. I thought
3 that's how we had done that.

4 [REDACTED] [REDACTED] And we chatted about Western
5 Union. Does that ring a bell to you or not?

6 MR. PALMER: It does. But I don't recall
7 how I gave her that money because--I don't
8 recall. I don't know maybe we gave it to her in
9 hand. But I don't remember how I did that.
10 There would be records of that though.

11 [REDACTED] [REDACTED] Right. Just say if you--if you
12 don't recall right now that's fine.

13 MR. PALMER: I don't recall. But you could
14 research that and that would say--

15 [REDACTED] [REDACTED] Okay. We will do that. What
16 about--we talked earlier about the electric.
17 People would juice up their cells.

18 MR. PALMER: Yes.

19 [REDACTED] [REDACTED] How did they do that?

20 MR. PALMER: That he would wire it. [REDACTED]

21 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

22 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

23 [REDACTED] [REDACTED] What did they take [REDACTED] [REDACTED]

24 [REDACTED] [REDACTED] ?

25 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] the

1 [REDACTED].

2 [REDACTED] [REDACTED] Okay. [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

3 [REDACTED] [REDACTED]?

4 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED].

5 [REDACTED] [REDACTED] How big is that?

6 MR. PALMER: It should be about this size
7 right here roughly.

8 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

9 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

10 MR. PALMER: Yes there is.

11 [REDACTED] [REDACTED] Okay. Is there one that [REDACTED]

12 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

13 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

14 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED]

15 [REDACTED] [REDACTED] On that note, look we have
16 information from interviews we did there. You
17 and several other COs, okay, have let people in
18 the pass, into the catwalk. Have you known of
19 any other COs to do that? Just look the other
20 way and--

21 MR. PALMER: [interposing] Not that I know
22 of.

23 [REDACTED] [REDACTED] Okay. Have you ever done
24 that?

25 MR. PALMER: Have I ever--?

1 [REDACTED] [REDACTED] Let any inmates--have you
2 ever let Matt into the catwalk area?

3 MR. PALMER: Yes, Sweat.

4 [REDACTED] [REDACTED] But not Matt, Sweat?

5 MR. PALMER: Just Sweat, yes.

6 [REDACTED] [REDACTED] Okay. And when was that?

7 MR. PALMER: That was awhile back.

8 [REDACTED] [REDACTED] What was the purpose of
9 letting him in there?

10 MR. PALMER: That would be maybe to wire a
11 cell.

12 [REDACTED] [REDACTED] I'm getting a little
13 confused. Wire the cell for?

14 MR. PALMER: To cook.

15 [REDACTED] [REDACTED] To cook?

16 MR. PALMER: Yeah.

17 [REDACTED] [REDACTED] So didn't you just say you
18 can do that right through your cell?

19 MR. PALMER: No.

20 [REDACTED] [REDACTED] Yeah I'm confused. You're
21 going to have to explain this. [REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED] [REDACTED] [REDACTED]

24 MR. PALMER: Yes.

25 [REDACTED] [REDACTED] So why would you let Sweat go

1 behind it?

2 MR. PALMER: He wanted to wire his cell to
3 cook.

4 [REDACTED] [REDACTED] And how would he do that?

5 MR. PALMER: He would take--either how or he

6 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

7 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

8 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

9 [REDACTED] [REDACTED]

10 [REDACTED] [REDACTED] So he explained it to you that
11 he could take [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

12 MR. PALMER: Yes.

13 [REDACTED] [REDACTED] And then do what with that?

14 Where would he get [REDACTED] [REDACTED] [REDACTED] to that?

15 MR. PALMER: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

16 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

17 [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

18 [REDACTED] [REDACTED] Right. But why would he need
19 access to the back? You understand what I'm
20 saying, you're very handy. I've been in your
21 house right? Your house is nice and done. You
22 did a lot of remodeling projects. So why--if
23 you have access to [REDACTED] [REDACTED] [REDACTED], why do you
24 need access to [REDACTED] [REDACTED] [REDACTED] if you're going
25 into the same electricity?

1 MR. PALMER: Well no, [REDACTED] [REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED]

2 [REDACTED] [REDACTED] Right. So what was--you didn't
3 find that suspicious that he would go in the
4 back to wire his cell?
5

6 MR. PALMER: No.

7 [REDACTED] [REDACTED] You did not.

8 MR. PALMER: No.

9 [REDACTED] [REDACTED] And when did that occur?

10 MR. PALMER: That had to be when he moved
11 in.

12 [REDACTED] [REDACTED] Okay. When? Just a time
13 frame.

14 MR. PALMER: That'll be documented too.
15 Because--

16 [REDACTED] [REDACTED] [interposing] Yeah, we can get
17 all the documents but based on your recollection
18 when was it? Was it a year ago, eight months
19 ago--?

20 MR. PALMER: Oh that would have only been
21 once he was moved in that cell. So whatever the
22 date that was--

23 [REDACTED] [REDACTED] He's asking if you remember
24

1 when that was.

2 [REDACTED] [REDACTED] Do you remember one month, two
3 months, three months, four months, five months,
4 six months? Do you have any idea?

5 MR. PALMER: That would be--I don't know, I
6 don't recall. But it would have been after he
7 got into that cell though. So the starting date
8 of him--

9 [REDACTED] [REDACTED] [interposing] Which cell are
10 you making reference to?

11 MR. PALMER: 23 Cell.

12 [REDACTED] [REDACTED] So the last cell he was in
13 you're making reference to.

14 MR. PALMER: Yeah.

15 [REDACTED] [REDACTED] But that wasn't that long
16 though right?

17 MR. PALMER: No, it would be because when
18 they switched cells, he wanted the guy in 23
19 cell to switch with Sweat who was in 16 cell.

20 [REDACTED] [REDACTED] But when was that? Two months--
21 --to the best of your recollection.

22 MR. PALMER: Two months, three months, I'm
23 not--I - -.

24 [REDACTED] [REDACTED] Okay.

25 MR. PALMER: But that would have been

1 recently though.

2 [REDACTED] [REDACTED] Recently.

3 MR. PALMER: Yes.

4 [REDACTED] [REDACTED] Less than six months ago?

5 MR. PALMER: Yes.

6 [REDACTED] [REDACTED] Okay.

7 [REDACTED] [REDACTED] - -. Let's get back to Matt
8 with his cell because here's where I'm coming--
9 and it may be on my part, I'm kind of confused.
10 Did you let Matt into the catwalk or somebody
11 else to rewire Matt's cell so he could cook?

12 MR. PALMER: No.

13 [REDACTED] [REDACTED] And how was--

14 MR. PALMER: [interposing] I think his cell
15 was probably already wired because I could tell
16 he was cooking in his cell just like a few other
17 - -.

18 [REDACTED] [REDACTED] Okay. So he got into a
19 prewired cell is what you're saying?

20 MR. PALMER: Yes.

21 [REDACTED] [REDACTED] Sweat's the only one you let
22 in there?

23 MR. PALMER: Yes.

24 [REDACTED] [REDACTED] Any other COs let anybody in
25 there?

1 MR. PALMER: No, not that I knew of.

2 [REDACTED] [REDACTED] Have you let any other
3 inmates in there over the years?

4 MR. PALMER: No.

5 [REDACTED] [REDACTED] And how did you do it? Like
6 what time of day where no one else would see you
7 do that?

8 MR. PALMER: That would have been on the
9 weekend.

10 [REDACTED] [REDACTED] On a weekend when you were
11 working there?

12 MR. PALMER: Yeah.

13 [REDACTED] [REDACTED] And then where were the other
14 inmates?

15 MR. PALMER: They - -.

16 [REDACTED] [REDACTED] Okay.

17 MR. PALMER: Or they were in their cell.

18 [REDACTED] [REDACTED] Do you remember when you did
19 that if other inmates were in their cells?

20 MR. PALMER: Say that again.

21 [REDACTED] [REDACTED] When you moved Sweat to the
22 catwalk and you gave him access, were other
23 inmates in their cells?

24 MR. PALMER: Yes they would have been.

25 [REDACTED] [REDACTED] They were there?

1 MR. PALMER: Yeah.

2 [REDACTED] [REDACTED] Do you recall that?

3 MR. PALMER: Well they would have been
4 normally because not everybody went to block
5 rec.

6 [REDACTED] [REDACTED] And would they be able to see
7 you let him in the catwalk?

8 MR. PALMER: No.

9 [REDACTED] [REDACTED] Are you sure about that?

10 MR. PALMER: Pretty sure about that, yeah.

11 [REDACTED] [REDACTED] And on this occasion how long
12 was Sweat in the catwalk?

13 MR. PALMER: It only took five minutes.

14 [REDACTED] [REDACTED] And at any time was he out of
15 your presence?

16 MR. PALMER: No.

17 [REDACTED] [REDACTED] Are you sure about that?

18 MR. PALMER: Well no, that's not true.

19 [crosstalk]

20 MR. PALMER: No, because I would have shut
21 the door--I did shut the door.

22 [REDACTED] [REDACTED] Okay.

23 MR. PALMER: I did close that door so--

24 [REDACTED] [REDACTED] You did.

25 MR. PALMER: -- so therefore, yeah.

1 ████████ ██████████ So you closed the door and
2 left him in there for how long?

3 MR. PALMER: Four or five minutes at that.

4 ████████ ██████████ Four or five minutes. Did you
5 lock the--████████ ██████████ ██████████ ██████████ ██████████ right?

6 MR. PALMER: No.

7 ████████ ██████████ You just closed it?

8 MR. PALMER: Yes.

9 ████████ ██████████ And he was telling you he was
10 working on ██████████ ██████████ ██████████?

11 MR. PALMER: Yes.

12 ████████ ██████████ What tools did he have in
13 there? What did he bring in with him?

14 MR. PALMER: I'm not sure what tools he may
15 have had.

16 ████████ ██████████ Do you remember anything in
17 his hand? Did he walk in empty handed, is there
18 anything in his pocket?

19 MR. PALMER: He was empty handed. I don't
20 know he could have had something in his pockets
21 to do that. But Matt had said that he was going
22 to ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████

23 ████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ ██████████ You know
24 something like that.

25 ████████ ██████████ So what I'm concerned about

1 is I understand you and Matt had this
2 relationship that was developed. But you told
3 us earlier that Sweat was very independent - -
4 by himself. Why would you all of sudden do him
5 the favor?

6 MR. PALMER: Because Matt asked me to.

7 [REDACTED] Matt asked you to.

8 MR. PALMER: Yes he did.

9 [REDACTED] And what--do you remember
10 specifically what Matt said?

11 MR. PALMER: Could you wire his--get his
12 cell wired for him so he could cook.

13 [REDACTED] And that was in the same time
14 frame?

15 MR. PALMER: Yes.

16 [REDACTED] Okay.

17 MR. PALMER: Yeah.

18 [REDACTED] What else has Matt asked you?

19 MR. PALMER: Nothing that I recall.

20 [REDACTED] Well we have an alarm clock,
21 okay, we have the beef and the green bag. We
22 have--this isn't third thing but for brevity
23 sake I would just like to know what else Matt
24 has asked you over the course--significant.
25 What favors Matt had asked--you returned for the

1 paintings and supplied and--

2 MR. PALMER: He took a shower but I gave
3 showers to all the men on that gallery--all of
4 them.

5 [REDACTED] [REDACTED] What else has Joyce asked you
6 on Matt's behalf?

7 MR. PALMER: Just those two items--just
8 those two items.

9 [REDACTED] [REDACTED] Well Matt asked you to take
10 the paint out off his cell, not to jump back to
11 that, but asked you to take the paint out of his
12 cell.

13 MR. PALMER: Yeah because--yes.

14 [REDACTED] [REDACTED] Because? That's my next
15 question. Why?

16 MR. PALMER: Because when that thing comes
17 down with Sweat, because there was rumors?

18 [REDACTED] [REDACTED] What thing?

19 MR. PALMER: With Tillie, it happened--

20 [REDACTED] [REDACTED] [interposing] Yeah I think we
21 should probably take a little time to frame
22 that. You know very briefly so we will
23 understand the whole thing with Sweat. And do
24 you understand that?

25 [REDACTED] [REDACTED] Yeah. And then I might be

1 asking to talk to him for a little bit.

2 [REDACTED] [REDACTED] Yeah go ahead.

3 [REDACTED] [REDACTED] Because I'm just hearing some
4 of this stuff for the very first time too.

5 [REDACTED] [REDACTED] Okay.

6 [REDACTED] [REDACTED] And I'm not asking to hide
7 anything--

8 [REDACTED] [REDACTED] Absolutely--no, no we
9 understand. So explain the relationship with
10 Sweat and Tillie, Ms. Mitchell.

11 MR. PALMER: Well now Sweat was the head guy
12 that worked in the shop. He was the head guy
13 that worked in the shop. And he controlled the
14 shop, I believe him and Matt did possibly.

15 [REDACTED] [REDACTED] What do you mean by
16 controlled?

17 MR. PALMER: Well they would--each shop you
18 have a convict that can slow the shop down if
19 they want, if they don't like the way things are
20 going.

21 [REDACTED] [REDACTED] Is that an official position
22 or unofficial?

23 MR. PALMER: Unofficial. Just within the
24 inmates that's how that works there.

25 [REDACTED] [REDACTED] Okay.

1 ████████████████ So then move forward. There
2 was an inappropriate allegation of an
3 inappropriate relationship?

4 MR. PALMER: Yes, Scott--I don't know how I
5 found that out, either Scott Scholls mentioned
6 it or something that--but then the investigation
7 was concluded or stopped. It was something
8 between him and--Sweat and Tillie.

9 ████████████████ I think last time you told us
10 Sweat was fucking Tillie right?

11 MR. PALMER: Yeah, that's--

12 ████████████████ [interposing] That's what you
13 told us last time?

14 MR. PALMER: That they were having an
15 affair. But I didn't see that. I didn't
16 believe that to be true.

17 ████████████████ Okay.

18 MR. PALMER: I didn't believe that to be
19 true. So with that being said they moved Sweat
20 out of that shop. And then they moved him to--
21 he actually had lost his job. They didn't write
22 him up or fire him--they didn't fire him, they
23 just removed him from the job. So then we--like
24 I said before, anybody in A Block was that was
25 an honor block inmate we would try to get them

1 another job so they wouldn't lose the block
2 because they were so well behaved or they gave
3 the impression of that. So then I went back and
4 talked to Scott Scholls and said hey can we get
5 him back in a tailor shop. And he goes we can
6 put him Tailor 8. So then we get him in Tailor
7 8, already another tailor shop, then he's going
8 to come back upstairs - -. And that's how he
9 came back.

10 [REDACTED] [REDACTED] Why did you ask on Sweat's
11 behalf if you don't have much of a relationship
12 with Sweat?

13 MR. PALMER: Because--

14 [REDACTED] [REDACTED] [interposing] Did Matt ask
15 you?

16 MR. PALMER: Yes, he goes can you get him
17 back into Tailor 1. But Scott Scholls said no
18 we're not going to put him back in Tailor 1. I
19 said okay just can you put him in a Tailor shop
20 because those two like painting together. So
21 then they put him in Tailor 8. And then he has
22 to come upstairs to - -. That's how he got into
23 the 16 cell. And then Matt talked to the [REDACTED]
[REDACTED] and they agree to flip cells. So--which
25 Sweat was in 16 and the [REDACTED] [REDACTED] was in 23

1 so we flip cells and I put him in 23. I went
2 downstairs and talked to the - - and let him
3 know because you can do that in the blocks.

4 [REDACTED] [REDACTED] Is that normal?

5 MR. PALMER: Yes it is.

6 [REDACTED] [REDACTED] So you advocated on his
7 behalf to move the cells?

8 MR. PALMER: Yes I did.

9 [REDACTED] [REDACTED] And the [REDACTED] [REDACTED]
10 was cool with that?

11 MR. PALMER: Yes.

12 [REDACTED] [REDACTED] What was his name, do you
13 remember?

14 MR. PALMER: I should know that but I don't
15 recall. If you said his name I could confirm
16 it.

17 [REDACTED] [REDACTED] And he went from 23 to what
18 cell block?

19 MR. PALMER: To 16.

20 [REDACTED] [REDACTED] To 16.

21 MR. PALMER: Yes.

22 [REDACTED] [REDACTED] And Matt asked you that
23 specifically?

24 MR. PALMER: Yes he did. He specifically
25 said--and I didn't have a problem with it. And

1 I talked to [REDACTED] [REDACTED] who was the first
2 officer and he didn't have a problem with it
3 either. Now you wouldn't do that if you were in
4 E Block or with those types of blocks - -.

5 [REDACTED] [REDACTED] Because it's the honor block?

6 MR. PALMER: Yes. It's more - -.

7 [REDACTED] [REDACTED] Now before Sweat came back--I
8 mean went back to his shop, he was somewhere
9 else for a brief period of time.

10 MR. PALMER: General library.

11 [REDACTED] [REDACTED] He was in the general library.

12 MR. PALMER: Yes.

13 [REDACTED] [REDACTED] And did you have conversations
14 with Sweat or was it all conversations with Matt
15 about this movement?

16 MR. PALMER: Matt. Sweat didn't say much.
17 He didn't really talk much. It was Matt that
18 did all the talking.

19 [REDACTED] [REDACTED] And did Matt say why he wanted
20 him back?

21 MR. PALMER: Because they were painters.
22 And he was showing Sweat how to paint.

23 [REDACTED] [REDACTED] And I think last time you
24 elaborated a little bit about what Sweat was
25 doing in the library?

1 MR. PALMER: He would--his function there
2 was just to give out books. Give out books to
3 the other convicts that would come up.

4 ████████████████████ And does he have access to a
5 computer there?

6 MR. PALMER: There are computers in there
7 but they're not online.

8 ████████████████████ There's no internet access?

9 MR. PALMER: No.

10 ████████████████████ Does anyone in the cells block
11 have internet access?

12 MR. PALMER: No.

13 ████████████████████ Never?

14 MR. PALMER: No.

15 ████████████████████ Do you want to take a break - -
16 or do you want to - -.

17 ████████████████████ No, because I'm hearing some
18 of this stuff for the first time too. I didn't
19 want you think that I was trying to tell him
20 what to say. But I did want to talk to him
21 briefly.

22 ████████████████████ No, that's fine. I just--

23 ████████████████████ So going back to the paintings
24 that he provided you with. And that was a favor
25 that we've agreed upon correct?

1 MR. PALMER: Yes.

2 [REDACTED] [REDACTED] When he was doing that did he
3 have any conversation with you at all or was it
4 more of a wink and nod, I take care of you, you
5 take care of me? Or did he have a conversation
6 with you, I want you to help me do X, Y and Z.

7 MR. PALMER: No.

8 [REDACTED] [REDACTED] And what was your thought
9 process about that?

10 MR. PALMER: It - - any of that.

11 [REDACTED] [REDACTED] He didn't ask you anything
12 about that?

13 MR. PALMER: No.

14 [REDACTED] [REDACTED] But it was your understanding
15 that it was a favor he gave you?

16 MR. PALMER: I guess you could look at it
17 that way, yeah.

18 [REDACTED] [REDACTED] Well what's your understanding
19 about that?

20 [REDACTED] [REDACTED] Did you think it was a favor
21 being done for you--do you feel like you were
22 doing him a favor?

23 MR. PALMER: By giving me the paintings?

24 [REDACTED] [REDACTED] Yes.

25 MR. PALMER: Yes.

1 ██████████ Okay. Would he charge
2 other people to do paintings?

3 MR. PALMER: That I don't know.

4 ██████████ Okay. You just said that one
5 time you thought ██████████ sold them.

6 MR. PALMER: Well no, he told me that.

7 ██████████ He told you that.

8 MR. PALMER: Yeah. And he said they sold it
9 for \$2000 on eBay.

10 ██████████ I'm just going to go over my
11 notes.

12 ██████████ I just want to get back to--
13 can you draw that catwalk for me?

14 MR. PALMER: Yes I can.

15 ██████████ Is that okay for him to do?

16 ██████████ No problem.

17 ██████████ Thank you. Draw that catwalk
18 for me and where you think the items were
19 placed. Now was there a cell inspection coming
20 up? I mean what was the reason to move the
21 stuff out?

22 MR. PALMER: Well I wasn't sure if his cell
23 was going to be frisked or not.

24 ██████████ They don't let you know which
25 cell, they just randomly frisk?

1 MR. PALMER: Yeah randomly.

2 [REDACTED] Okay. They never let you
3 know? They never say we've got something coming
4 down?

5 MR. PALMER: Not a random, no.

6 [REDACTED] Not a random. Only if--
7 [crosstalk]

8 [REDACTED] -- violation right?

9 MR. PALMER: A random you'll know because
10 they give you that paperwork up front.

11 [REDACTED] Okay.

12 MR. PALMER: But his cell's never been
13 frisked though. I know that.

14 [REDACTED] And you knew they were doing
15 a random inspection but you didn't know which
16 cell they were going to hit right?

17 MR. PALMER: Yeah, each morning Monday
18 through Friday--each day you'd have one.

19 [REDACTED] Okay. So would they be
20 around the same time?

21 MR. PALMER: Well the first - - is done by
22 the second officer. And then--

23 [REDACTED] [interposing] Well I guess
24 what I'm trying to ask is why did you--how did
25 you know then to remove the paint from his cell

1 and put it on the catwalk?

2 MR. PALMER: Because I knew about Sweat's
3 deal. The Sweat situation.

4 [REDACTED] Okay.

5 MR. PALMER: So I knew if they--

6 [REDACTED] [interposing] What are you
7 talking about his situation?

8 MR. PALMER: Well with his and Tillie--
9 [crosstalk]

10 [REDACTED] -- when the accusation was
11 made.

12 MR. PALMER: If his cell was going to be
13 frisked then they would find the paint that I
14 had brought in for him possibly.

15 [REDACTED] Well why would they frisk his
16 cell though?

17 [REDACTED] Matt's when Sweat was the one
18 that was jammed up.

19 MR. PALMER: I'm not sure. I just assumed
20 that they would.

21 [REDACTED] Did he ask you to move the
22 paint?

23 MR. PALMER: No, I said that we should move
24 that paint out of your cell.

25 [REDACTED] And could you just draw the

1 catwalk for me and show me where you put it?

2 [REDACTED] [REDACTED] So I know though, why did you
3 feel like you needed to move the paint?

4 MR. PALMER: Because I don't believe he's
5 supposed to have--they stopped - - the oil paint
6 in the jail. You couldn't have oil paint in--

7 [REDACTED] [REDACTED] [interposing] Which is better
8 to paint with.

9 MR. PALMER: Yes, which is better to with.

10 [REDACTED] [REDACTED] Which is the paint that I'm
11 assuming--I'm not putting words in his mouth.
12 But - - is it the paint you bought him, that you
13 purchased for him?

14 MR. PALMER: Yes.

15 [REDACTED] [REDACTED] Okay.

16 [REDACTED] [REDACTED] Is that the paint that you
17 put [REDACTED] [REDACTED] [REDACTED] [REDACTED]?

18 MR. PALMER: Yeah.

19 [REDACTED] [REDACTED] The paint that you bought
20 him?

21 MR. PALMER: Yes.

22 [REDACTED] [REDACTED] Okay.

23 [REDACTED] [REDACTED] Okay. If you could just--I
24 know I'm asking you a lot drawing it. And this
25 is on me. I haven't been up there. You haven't

1 been up there either though right?

2 ██████████ I used to actually work up
3 there. My father is an - - and I almost got my
4 - - .

5 [END RECORDING Palmer_Tracks3-5_6-20-15]

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C E R T I F I C A T E

The prior proceedings were transcribed from audio files and have been transcribed to the best of my ability. I further certify that I am not connected by blood, marriage or employment with any of the parties herein nor interested directly or indirectly in the matter transcribed.

Signature



Date July 24, 2015